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Washington, Tuesday, January 10, 1950

TITLE 6—AGRICULTURAL CREDIT

Chapter IV—Production and Marketing Administration and Commodity Credit Corporation, Department of Agriculture

Subchapter B—Export and Diversion Programs

[Amdt. 2]

PART 517—FRUITS AND BERRIES, FRESH

TERMS AND CONDITIONS OF FRESH APPLE EXPORT PROGRAM

Section 517.102 *Approved countries*, as amended, is hereby further amended by deleting the following:

Indonesia (Netherlands Indies):
Borneo.
Java.
New Guinea.
Sumatra.

Effective date. This amendment shall become effective at 12:01 a. m., e. s. t., January 10, 1950.

Dated this 6th day of January 1950.

[SEAL] S. R. SMITH,
Authorized Representative of the Secretary of Agriculture.

[F. R. Doc. 50-258; Filed, Jan. 9, 1950; 2:24 p. m.]

[Amdt. 2]

PART 517—FRUITS AND BERRIES, FRESH

TERMS AND CONDITIONS OF FRESH WINTER PEAR EXPORT PROGRAM

Section 517.116 *Approved countries*, as amended, is hereby further amended by deleting the following:

Indonesia (Netherlands Indies):
Borneo.
Java.
New Guinea.
Sumatra.

Effective date. This amendment shall become effective at 12:01 a. m., e. s. t., January 10, 1950.

Dated this 6th day of January 1950.

[SEAL] S. R. SMITH,
Authorized Representative of the Secretary of Agriculture.

[F. R. Doc. 50-257; Filed, Jan. 9, 1950; 2:23 p. m.]

Subchapter C—Loans, Purchases, and Other Operations

[1949 C. C. C. Barley Bulletin 1, Amdt. 2 to Supp. 1]

PART 602—BARLEY

SUBPART—1949 BARLEY LOAN AND PURCHASE AGREEMENT PROGRAM

1949-CROP BARLEY PRICE SUPPORT PROGRAM BULLETIN

The regulations issued by Commodity Credit Corporation and the Production and Marketing Administration published in 14 F. R. 2965, 4510, 5413 and 5415, governing the making of loans and containing the requirements of the purchase agreement program on barley produced in 1949 are hereby supplemented as follows:

Under § 602.124, *Support rates*, paragraph (c) *County support rates*, the following additions and changes in support rates are made:

1. To the schedule of rates for counties in Arizona, add the following:

County:	Rate per bushel for No. 1
Cochise	$0.97

2. To the schedule of rates for counties in Colorado, add the following:

County:	Rate per bushel for No. 1
Kit Carson	$1.05
Logan	1.03
Phillips	1.05
Teller	1.03
Yuma	1.05

3. To the schedule of rates for counties in Illinois, add the following:

County:	Rate per bushel for No. 1
Will	$1.20

4. To the schedule of rates for counties in Iowa, add the following:

County:	Rate per bushel for No. 1
Butler	$1.11
Calhoun	1.13
Carroll	1.14
Dickinson	1.11
Emmet	1.12
Monona	1.15
O'Brien	1.13

(Continued on next page)

CONTENTS

FEDERAL REGISTER

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CONTENTS—Continued

CONTENTS—Continued

CONTENTS—Continued

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

County—Continued	*Rate per bushel for No. 1*
Palo Alto	$1.11
Pocohantas	1.12
Pottawattamie	1.16
Union	1.14
Woodbury	1.14

5. To the schedule of rates for counties in Kansas, add the following:

County:	*Rate per bushel for No. 1*
Sedgwick	$1.10

6. To the schedule of rates for counties in Michigan, add the following:

County:	Rate per bushel for No. 1
Branch	$1.17
Genesee	1.16
Gratiot	1.14
Kalamazoo	1.16
Ogemaw	1.10

7. To the schedule of rates for counties in Minnesota, add the following:

County:	Rate per bushel for No. 1
Chisago	$1.16
Fillmore	1.12
Houston	1.12
Rock	1.11

8. To the schedule of rates for counties in Montana, add the following:

County:	Rate per bushel for No. 1
Carter	$1.01
Garfield	.97
Powder River	.97

9. The support rate for Lyon County, Nevada, is changed from $0.89 per bushel to $0.99 per bushel.

10. To the schedule of rates for counties in Washington, add the following:

County:	Rate per bushel for No. 1
Skagit	$1.22

(Sec. 4 (d), Pub. Law 806, 80th Cong. Interpret or apply secs. 4 (g), (1), 5 (a), Pub. Law 806, 80th Cong., sec. 1, Pub. Law 897, 80th Cong.)

Issued this 4th day of January 1950.

[SEAL] HAROLD K. HILL,
Acting Vice President,
Commodity Credit Corporation.

Approved:

RALPH S. TRIGG,
President,
Commodity Credit Corporation.

[F. R. Doc. 50-186; Filed, Jan. 9, 1950; 8:50 a. m.]

[1949 C. C. C. Dry Edible Bean Bulletin 1, Amdt. 1 to Supp. 1]

PART 603—BEANS, DRY EDIBLE

SUBPART—1949-CROP DRY EDIBLE BEAN LOAN AND PURCHASE AGREEMENT PROGRAM

1949-CROP DRY EDIBLE BEAN PRICE SUPPORT PROGRAM

The regulations issued by Commodity Credit Corporation and the Production and Marketing Administration published in 14 F. R. 5285 and 5685, governing the making of loans and containing the requirements of the purchase agreement program on dry edible beans produced in 1949 are hereby amended as follows:

Section 603.125 *Settlement rates*, paragraph (a) *Rates for U. S. No. 1 by classes and areas*, is amended by changing the settlement rates on Great Northern and Pinto beans for Converse County, Wyoming, so that the section reads as follows:

§ 603.125 *Settlement rates*—(a) *Rates for U. S. No. 1 by classes and areas.* Settlement rates per 100 pounds net weight for beans grading U. S. No. 1 are as follows:

Class and area	Rate
Pea and Medium White:	
Michigan, New York, Minnesota	$7.15
Other	6.65
Great Northern:	
Nebraska and the counties of Converse, Goshen, Laramie and Platte in Wyoming	6.85
Montana, South Dakota, and all counties in Wyoming except Converse, Goshen, Laramie, and Platte	6.64
Malheur County, Oregon, and the counties of Ada, Bannock, Bear Lake, Bingham, Boise, Canyon, Caribou, Cassia, Elmore, Franklin, Gem, Gooding, Jerome, Lincoln, Minidoka, Oneida, Owyhee, Payette, Power, and Twin Falls in Idaho	6.50
All other areas	6.40
Small White and Flat Small White	7.20
Light, Dark and Western Red Kidney	8.50
Cranberry	7.85
Pink	7.30
Small Red	6.85
Baby Lima	7.25
Standard Lima	8.85
Pinto:	
All counties in Arizona, California, Nebraska, Texas, Kansas. In Colorado, the counties of Adams, Arapahoe, Baca, Bent, Boulder, Cheyenne, Clear Creek, Crowley, Denver, Douglas, Elbert, El Paso, Fremont, Gilpin, Huerfane, Jefferson, Kiowa, Kit Carson, Larimer, Las Animas, Lincoln, Logan, Morgan, Otero, Phillips, Prowers, Pueblo, Sedgwick, Teller, Washington, Weld, and Yuma. In New Mexico, all counties except McKinley, Rio Arriba, San Juan, Taos, and Valencia. In Wyoming, the counties of Converse, Goshen, Laramie, and Platte	7.40
In New Mexico, the counties of McKinley and Valencia	7.28
All counties in Montana and South Dakota. In Colorado, the counties of Alamosa, Archuleta, Chaffee, Costilla, Conejos, Custer, Delta, Eagle, Garfield, Grand, Gunnison, Hinsdale, Jackson, Lake, La Plata, Mesa, Mineral, Moffat, Montrose, Ouray, Park, Pitkin, Rio Blanco, Rio Grande, Routt, Saguache, San Juan, and Summit. In Wyoming, all counties except Converse, Goshen, Laramie, and Platte. In New Mexico, the counties of Rio Arriba, San Juan, and Taos	7.20
All counties in Utah. In Colorado, the counties of Dolores, Montezuma, and San Miguel	7.12
All other areas	7.02

(b) *Rates for U. S. choice hand-picked and U. S. Extra No. 1 beans.* Rates for U. S. choice hand-picked and U. S. Extra No. 1 beans shall be ten cents per 100 pounds net weight more than the settlement rate for U. S. No. 1 beans for the same class and area.

(c) *Rates for U. S. No. 2 beans.* Rates for U. S. No. 2 beans shall be fifteen cents per 100 pounds net weight less than the settlement rate for U. S. No. 1 beans of the same class and area.

(Sec. 4 (d), Pub. Law 806, 80th Cong. Interpret or apply sec. 5 (a), Pub. Law 806, 80th Cong., secs. 1 (b), 202 (a), Pub. Law 897, 80th Cong.; 62 Stat. 1071, 1072, 1247, 1252)

Issued this 4th day of January 1950.

[SEAL] HAROLD K. HILL,
Acting Vice President,
Commodity Credit Corporation.

Approved:

RALPH S. TRIGG,
President,
Commodity Credit Corporation.

[F. R. Doc. 50-188; Filed, Jan. 9, 1950; 8:50 a. m.]

[1949 C. C. C. Grain Sorghums Bulletin 1, Amdt. 2 to Supp. 1]

PART 621—GRAIN SORGHUMS

SUBPART—1949 GRAIN SORGHUMS LOAN AND PURCHASE AGREEMENT PROGRAM

1949—CROP GRAIN SORGHUMS PRICE SUPPORT PROGRAM BULLETIN

The regulations issued by Commodity Credit Corporation and the Production and Marketing Administration published in 14 F. R. 2969, 4587, 4653, and 5417, governing the making of loans and containing the requirements of the purchase agreement program on grain sorghums produced in 1949 are hereby supplemented as follows:

Under § 621.124, *Support rates*, paragraph (c) *County support rates*, the following additions and changes in support rates are made:

1. Support rates for the following counties in Arkansas are established:

County:	Rate per 100 lb. for U. S. No. 2 or better
Clay	$2.36
Conway	2.25
Craighead	2.37
Crittenden	2.45
Cross	2.40
Drew	2.27
Faulkner	2.27
Greene	2.36
Hempstead	2.22
Jackson	2.36
Johnson	2.22
Lee	2.40
Little River	2.21
Logan	2.21
Miller	2.21
Mississippi	2.39
Monroe	2.35
Phillips	2.37
Poinsett	2.37
Pope	2.24
Pulaski	2.31
St. Francis	2.40
Woodruff	2.37
Yell	2.24

2. To the schedule of rates for counties in Colorado, add the following:

County:	Rate per 100 lb. for U. S. No. 2 or better
Adams	$2.04
Arapahoe	2.04
Elbert	2.04
Kit Carson	2.06
Logan	2.04
Phillips	2.07
Sedgwick	2.05

3. The support rate for Lea County, New Mexico, is changed from $1.94 per 100 pounds to $1.99 per 100 pounds.

(Sec. 4 (d), Pub. Law 806, 80th Cong. Interpret or apply secs. 4 (g), (1), 5 (a), Pub. Law 806, 80th Cong., sec. 1, Pub. Law 897, 80th Cong.)

Issued this 4th day of January 1950.

[SEAL] HAROLD K. HILL,
Acting Vice President,
Commodity Credit Corporation.

Approved:

RALPH S. TRIGG,
President,
Commodity Credit Corporation.

[F. R. Doc. 50-185; Filed, Jan. 9, 1950; 8:49 a. m.]

[1949 C. C. C. Flaxseed Bulletin 2, Amdt. 3]

PART 643—OILSEEDS

SUBPART—1949 FLAXSEED LOAN AND PURCHASE AGREEMENT PROGRAM

The regulations, as amended, issued by the Commodity Credit Corporation as 1949 C. C. C. Flaxseed Bulletin 2 (14 F. R. 3728 and 5183) are further amended as follows:

Paragraph (d), *County loan rates for No. 1 Flaxseed*, of § 643.138, *Loan rates*, is amended by adding the following counties and respective loan rates:

County:	*No. 1 Flaxseed*
CALIFORNIA	
San Francisco	$4.01
Stanislaus	3.97
Sutter	3.95
COLORADO	
Adams	$3.52
Arapahoe	3.52
Baca	3.51
Bent	3.52
Boulder	3.52
Cheyenne	3.53
Elbert	3.52
Jefferson	3.52
Kiowa	3.53
Kit Carson	3.53
Larimer	3.52
Lincoln	3.52
Logan	3.52
Moffat	3.37
Phillips	3.55
Morgan	3.52
Powers	3.53
Routt	3.37
Sedgwick	3.55
Washington	3.52
Weld	3.52
Yuma	3.54
IDAHO	
Benewah	$3.65
ILLINOIS	
Cook	$3.83
Lee	3.77
Tazewell	3.77
KANSAS	
Cloud	$3.45
MICHIGAN	
Alpena	$3.62
Eaton	3.71
NEBRASKA	
Polk	$3.66
WASHINGTON	
County—Continued	
Skagit	$3.69
WISCONSIN	
Washington	$3.76
WYOMING	
Big Horn	$3.35
Carbon	3.35
Converse	3.48
Hot Springs	3.35
Natrona	3.43
Niobrara	3.52
Washakie	3.35

(Sec. 4 (d), Pub. Law 806, 80th Cong. Interprets or applies sec. 5 (a), Pub. Law 806, 80th Cong., secs. 1 (b), 202 (a), Pub. Law 897, 80th Cong.)

Issued this 4th day of January 1950.

[SEAL] HAROLD K. HILL,
Acting Vice President,
Commodity Credit Corporation.

Approved:

RALPH S. TRIGG,
President,
Commodity Credit Corporation.

[F. R. Doc. 50-190; Filed, Jan. 9, 1950; 8:51 a. m.]

[1949 C. C. C. Cottonseed Bulletin 2, Amdt. 1]

PART 643—OILSEEDS

SUBPART—1949 COTTONSEED EMERGENCY PURCHASE PROGRAM

The 1949 Cottonseed Emergency Purchase Bulletin (1949 C. C. C. Cottonseed Bulletin 2; 14 F. R. 7215) is hereby amended as follows:

Paragraph (b) of § 643.202 is amended so that the section reads as follows:

§ 643.202 *Availability of purchases*—(a) *Area.* The purchase program will be available in all cotton-producing States.

(b) *Time.* Purchases will be made from October 4, 1949, through February 15, 1950.

(c) *Source.* Purchases from eligible producers will be made through cotton ginners who enter into ginner's agreements with CCC, and purchases will be made directly from producers by State PMA chairmen or their designated representatives in cases where ginners do not participate in the program.

(Sec. 4 (d), Pub. Law 806, 80th Cong. Interpret or apply sec. 5 (a), Pub. Law 806, 80th Cong., sec. 1 (d), Pub. Law 897, 80th Cong., Titles III and IV, Pub. Law 439, 81st Cong.)

Issued this 4th day of January 1950.

[SEAL] HAROLD K. HILL,
Acting Vice President,
Commodity Credit Corporation.

Approved:

RALPH S. TRIGG,
President,
Commodity Credit Corporation.

[F. R. Doc. 50-192; Filed, Jan. 9, 1950; 8:51 a. m.]

[1949 C. C. C. Peanut Bulletin 1, Amdt. 1]

PART 646—PEANUTS

SUBPART—1949 PRODUCER LOANS

The regulations issued by Commodity Credit Corporation with respect to producer loans under the 1949 Crop Peanut Price Support Program (14 F. R. 5755) are amended by revising the first sentence of paragraph (a), *Eligible producer*, of § 646.104, *Eligible producer and eligible peanuts*, so that the section reads as follows:

§ 646.104 *Eligible producer and eligible peanuts*—(a) *Eligible producer.* An eligible producer shall be any individual, partnership, association, corporation, or other legal entity who, as landowner, landlord, tenant, or sharecropper is entitled to share in the peanuts produced in 1949 on a farm on which there is no excess acreage, or on a farm for which the farm peanut acreage is determined to be within the farm acreage allotment after all peanuts produced on the excess acreage have been disposed of pursuant to § 729.48 (a) (1) of the Marketing Quota Regulations for 1949 Crop of Peanuts, as amended (7 CFR, 729.48 (a) (1)).

The term "excess acreage" means the acreage by which the farm peanut acreage exceeds the farm allotment, but there will be no excess acreage if the farm peanut acreage is 1.0 acre or less.

The term "farm peanut acreage" means the acreage on the farm planted to peanuts in 1949 as determined by the county committee, less any such acreage with respect to which it is established by the farm operator or otherwise, to the satisfaction of the county committee, that the entire production therefrom has not and cannot be picked or threshed either before or after marketing from the farm.

The execution of form Peanut 116, "Agreement by Operator of Overplanted Farm" as provided in § 646.143 of 1949 C. C. C. Peanut Bulletin 3, does not make any producer on the farm eligible for a loan under this bulletin.

(b) *Eligible peanuts.* Eligible peanuts shall be peanuts which meet the following requirements.

(1) The peanuts must be of the 1949 crop and must be produced by an eligible producer.

(2) The beneficial interest in the peanuts must be in the person tendering the peanuts for a loan, and must have always been in him or must have been in him and a former producer whom he succeeded before the peanuts were harvested.

(3) The peanuts must be merchantable farmers stock peanuts, containing less than 5 percent damaged kernels. The term "merchantable farmers stock peanuts" means peanuts in the shell which contain not in excess of 9½ percent moisture in the Southeastern and Southwestern areas and not in excess of 10½ percent moisture in the Virginia-Carolina area, which have been produced in the continental United States, and which have not been cleaned, shelled,

crushed or otherwise changed from their natural state after picking or threshing.

(Sec. 4 (d), Pub. Law 806, 80th Cong. Interprets or applies sec. 5 (a), 80th Cong., sec. 1 (a), Pub. Law 897, 80th Cong.)

Issued this 4th day of January 1950.

[SEAL] HAROLD K. HILL,
Acting Vice President,
Commodity Credit Corporation.

Approved:

RALPH S. TRIGG,
President,
Commodity Credit Corporation.

[F. R. Doc. 50-184; Filed, Jan. 9, 1950; 8:49 a. m.]

[1949 C. C. C. Peanut Bulletin 8, Amdt. 1]

PART 646—PEANUTS

SUBPART—1949 PEANUT PURCHASE PROGRAM

The regulations issued by Commodity Credit Corporation with respect to purchase operations under the 1949 Crop Peanut Price Support Program (14 F. R. 5758) are amended by revising subparagraph (1) of paragraph (a) of § 646.143, *Eligible producer*, so that such section reads as follows:

§ 646.143 *Eligible producer.* (a) An eligible producer (i. e., a cooperator) shall be any individual, partnership, association, corporation, or other legal entity who, as landowner, landlord, tenant, or sharecropper is entitled to share in the peanuts produced in 1949:

(1) On a farm on which there is no excess acreage of peanuts in 1949, or on a farm for which the farm peanut acreage is determined to be within the farm acreage allotment after all peanuts produced on the excess acreage have been disposed of pursuant to § 729.48 (a) (1) of the Marketing Quota Regulations for 1949 Crop of Peanuts, as amended (7 CFR, 729.48 (a) (1)), or

(2) On a farm for which the farm operator and the county committee (acting on behalf of C. C. C. and the Secretary of Agriculture) execute Form Peanut 116, Agreement by Operator of Overplanted Farm. By executing such agreement, the farm operator agrees that there is and will be no excess acreage of peanuts on the farm and, upon breach of such undertaking, agrees to pay liquidated damages to C. C. C., in addition to any marketing penalties determined to be due the Secretary of Agriculture, in accordance with the terms of such agreement. Copies of Form Peanut 116 may be obtained from the County Committee. The County Committee may decline to execute Form Peanut 116 in any case where it finds reasonable grounds to believe that such agreement will be used as a device to evade the requirements of this program or the collection of marketing penalty.

(b) (1) The term "excess acreage" means the acreage by which the farm peanut acreage exceeds the farm allotment, but there will be no excess acreage if the farm peanut acreage is 1.0 acre or less.

(2) The term "farm peanut acreage" means the acreage on the farm planted to peanuts in 1949, as determined by the county committee, less any such acreage with respect to which it is established by the farm operator or otherwise, to the satisfaction of the county committee, that the entire production therefrom has not and will not be picked or threshed either before or after marketing from the farm.

(Sec. 4 (d), Pub. Law 806, 80th Cong. Interpret or apply sec. 5 (a), Pub. Law 806, 80th Cong., sec. 1 (a), Pub. Law 897, 80th Cong.)

Issued this 4th day of January 1950.

[SEAL] HAROLD K. HILL,
Acting Vice President,
Commodity Credit Corporation.

Approved:

RALPH S. TRIGG,
President,
Commodity Credit Corporation.

[F. R. Doc. 50-183; Filed, Jan. 9, 1950; 8:48 a. m.]

[1949 C. C. C. Rye Bulletin 1, Amdt. 2 to Supp. 1]

PART 656—RYE

SUBPART—1949 RYE LOAN AND PURCHASE AGREEMENT PROGRAM

1949-CROP RYE PRICE SUPPORT PROGRAM BULLETIN

The regulations issued by Commodity Credit Corporation and the Production and Marketing Administration published in 14 F. R. 2975, 4479, 4656 and 5419, governing the making of loans and containing the requirements of the purchase agreement program on rye produced in 1949 are hereby supplemented as follows:

Under § 656.124, *Support rates*, paragraph (c) *County support rates*, the following additions in support rates are made:

1. To the schedule of rates for counties in Colorado, add the following:

County:	Rate per bushel for No. 2
Adams	$1.17
Arapahoe	1.17
Bent	1.17
Boulder	1.17
Cheyenne	1.19
Crowley	1.17
Elbert	1.17
Kiowa	1.18
Kit Carson	1.17
Larimer	1.17
Los Animas	1.17
Logan	1.17
Otero	1.17
Phillips	1.19
Prowers	1.18
Pueblo	1.17
Sedgwick	1.18
Yuma	1.18

2. To the schedule of rates for counties in Iowa, add the following:

County:	Rate per bushel for No. 2
Butler	$1.25
Dickinson	1.26
Louisa	1.29
Monona	$1.30
Page	1.31
Palo Alto	1.26
Plymouth	1.28
Pocohantas	1.27
Pottawattamie	1.31

3. To the schedule of rates for counties in Kansas, add the following:

County:	Rate per bushel for No. 2
Cray	$1.21
Seward	1.19
Stevens	1.19

4. To the schedule of rates for counties in Michigan, add the following:

County:	Rate per bushel for No. 2
Genesee	$1.28
Gratiot	1.26
Isabella	1.24
Kalkaska	1.21
Menominee	1.24
Ogemaw	1.22

5. To the schedule of rates for counties in Minnesota, add the following:

County:	Rate per bushel for No. 2
Pine	$1.30
Rock	1.26

6. To the schedule of rates for counties in Missouri, add the following:

County:	Rate per bushel for No. 2
Dunklin	$1.36

7. To the schedule of rates for counties in Ohio, add the following:

County:	Rate per bushel for No. 2
Putnam	$1.30

8. To the schedule of rates for counties in Wyoming, add the following:

County:	Rate per bushel for No. 2
Big Horn	$1.01
Campbell	1.11
Carbon	1.03
Converse	1.10
Goshen	1.17
Hot Springs	1.01
Johnson	1.09
Laramie	1.17
Park	1.01
Sheridan	1.08
Washakie	1.01
Weston	1.14

(Sec. 4 (d), Pub. Law 806, 80th Cong. Interpret or apply secs. 4 (g), (1), 5 (a), Pub. Law 806, 80th Cong., sec. 1, Pub. Law 897, 80th Cong.)

Issued this 4th day of January 1950.

[SEAL] HAROLD K. HILL,
Acting Vice President,
Commodity Credit Corporation.

Approved:

RALPH S. TRIGG,
President,
Commodity Credit Corporation.

[F. R. Doc. 50-189; Filed, Jan. 9, 1950; 8:51 a. m.]

[1949 C. C. C. Wheat Bulletin 1, Amdt. 8 to Supp. 1]

PART 671—WHEAT

SUBPART—1949 WHEAT LOAN AND PURCHASE AGREEMENT PROGRAM

1949—CROP WHEAT PRICE SUPPORT PROGRAM BULLETIN

The regulations issued by Commodity Credit Corporation and the Production and Marketing Administration published in 14 F. R. 3733, 4535, 5185, 5420, and 6509, governing the making of loans and containing the requirements of the purchase agreement program on wheat produced in 1949 are hereby supplemented as follows:

Under § 671.124, *Support rates*, paragraph (c) *County support rates*, the following additions and changes in support rates as made:

1. To the schedule of rates for counties in Arizona, add the following:

County:	Rate per bushel
Coconino	$1.59

2. The support rates for Kit Carson County, Colorado, is changed from $1.90 per bushel to $1.92 per bushel.

3. To the schedule of rates for counties in Iowa, add the following:

County:	Rate per bushel
Audubon	$2.04
Boone	2.01
Buchanan	2.03
Calhoun	2.02
Carroll	2.04
Floyd	2.02
Hamilton	2.01
Jackson	2.05
Johnson	2.04
Lucas	2.01
Palo Alto	2.02
Pocohantas	2.01

4. To the schedule of rates for counties in Kentucky, add the following:

County:	Rate per bushel
Lee	$2.13

5. To the schedule of rates for counties in Michigan, add the following:

County:	Rate per bushel
Kalkaska	$1.95
Leelanau	1.94
Menominee	1.99
Ogemaw	1.96
Oscoda	1.94

6. The support rate for Carbon County, Montana, is changed from $1.77 per bushel to $1.78 per bushel.

To the schedule of rates for counties in Montana (Eastern Counties), add the following:

County:	Rate per bushel
Carter	$1.88
Garfield	1.84
Powder River	1.84

7. The support rate for Lyon County, Nevada, is changed from $1.64 per bushel to $1.77 per bushel.

8. The support rate for Hansford County, Texas, is changed from $1.88 per bushel to $1.89 per bushel.

To the schedule of rates for counties in Texas, add the following:

County:	Rate per bushel
Navarro	$2.00

9. To the schedule of rates for counties in Washington, add the following:

County:	Rate per bushel
Skagit	$2.00

10. The support rate for Shawano County, Wisconsin, is changed from $1.99 per bushel to $2.03 per bushel.

(Sec. 4 (d), Pub. Law 806, 80th Cong. Interpret or apply secs. 4 (g), (1), 5 (a), Pub. Law 806, 80th Cong., Sec. 1, Pub. Law 897, 80th Cong.)

Issued this 4th day of January 1950.

[SEAL] HAROLD K. HILL,
Acting Vice President.
Commodity Credit Corporation.

Approved:

RALPH S. TRIGG,
President,
Commodity Credit Corporation.

[F. R. Doc. 50-187; Filed, Jan. 9, 1950; 8:50 a. m.]

TITLE 7—AGRICULTURE

Chapter I—Production and Marketing Administration (Standards, Inspections, Marketing Practices), Department of Agriculture

PART 52—PROCESSED FRUITS AND VEGETABLES, PROCESSED PRODUCTS THEREOF, AND CERTAIN OTHER PROCESSED FOOD PRODUCTS

SUBPART B—UNITED STATES STANDARDS FOR GRADES OF PROCESSED FRUITS, VEGETABLES, AND OTHER PRODUCTS [1]

CANNED WHITE POTATOES

On April 8, 1948, a notice of proposed rule making was published in the FEDERAL REGISTER (13 F. R. 1916) regarding the issuance of proposed United States Standards for Grades of Canned White Potatoes. After consideration of all relevant matters presented, including the proposals set forth in the aforesaid notice, the following United States Standards for Grades of Canned White Potatoes are hereby promulgated under the authority contained in the Agricultural Marketing Act of 1946 (60 Stat. 1087; 7 U. S. C. 1621 et seq.) and the Department of Agriculture Appropriation Act, 1950 (Pub. Law 146, 81st Cong., approved June 29, 1949):

§ 52.589 *Canned white potatoes.* "Canned white potatoes" means canned potatoes as defined in the definitions and standards of identity for canned vegetables other than those specifically regulated as amended for canned potatoes (21 CFR, Cum. Supp., 52.990; 14 F. R. 2411), issued pursuant to the Federal Food, Drug, and Cosmetic Act.

(a) *Styles of canned white potatoes.* For the purpose of the grade standards in this section, the canned white potatoes are properly peeled prior to canning: "unit" means an individual potato or a portion of a potato; and the various styles of the canned product are as follows:

(1) "Whole" or "whole potatoes" is the style that consists of units that are whole potatoes that are of the approximate conformation of the prepared potatoes.

(2) "Slices," "sliced," or "sliced potatoes" is the style that consists of units that are potato slices of practically uniform thickness.

(3) "Dice," "diced," or "diced potatoes" is the style that consists of units that are approximate cubes.

(4) "Shoestring," "French style," "julienne," "shoestring potatoes," "French-style potatoes," or "julienne potatoes" is the style that consists of units that are potato strips of varying lengths.

(5) "Pieces" is the style that consists of units (including, but not being limited to, "orange cuts" and "quarters") other than those comprising any of the foregoing styles or of a mixture of units comprising any two or more styles.

(b) *Grades of canned white potatoes.* (1) "U. S. Grade A" or "U. S. Fancy" is the quality of canned white potatoes that possess similar varietal characteristics; possess a good color; are practically free from defects; possess a good texture; possess a normal flavor and odor; are at least fairly uniform in size and shape; and score not less than 85 points when scored in accordance with the scoring system outlined in this section.

(2) "U. S. Grade C" or "U. S. Standard" is the quality of canned white potatoes that may or may not possess similar varietal characteristics; possess a fairly good color; are fairly free from defects; possess a fairly good texture; possess a normal flavor and odor; may or may not be fairly uniform in size and shape; and score not less than 70 points when scored in accordance with the scoring system outlined in this section.

(3) "U. S. Grade D" or "Substandard" is the quality of canned white potatoes that fail to meet the requirements of U. S. Grade C or U. S. Standard.

(c) *Recommended fill of container.* The recommended fill of container is not incorporated in the grades of the finished product since fill of container, as such, is not a factor of quality for the purposes of these grades. It is recommended that each container of canned white potatoes be filled with white potatoes as full as practicable without impairment of quality and that the product and packing medium occupy not less than 90 percent of the total capacity of the container.

(d) *Recommended minimum drained weight.* The minimum drained weight recommendations in Table No. I of this section are not incorporated in the grades of the finished product since drained weight, as such, is not a factor of quality for the purposes of these grades. The drained weight of canned white potatoes is determined by emptying the contents of the container upon a circular sieve of proper diameter containing 8 meshes to the inch (0.097-inch square openings) and allowing to drain

[1] The requirements of these standards shall not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act.

for 2 minutes. A sieve 8 inches in diameter is used for containers the equivalent of No. 3 size cans (404 x 414) and smaller, and a sieve 12 inches in diameter is used for containers larger than the equivalent of the No. 3 size can (404 x 414).

TABLE No. I

[Recommended minimum drained weights for canned white potatoes]

Container size or designation:	*All styles*
No. 2	13 ounces
No. 2½	19 ounces
No. 10	74 ounces

(e) *Sizes of canned whole white potatoes.* The size of a whole potato is determined by its diameter which is the greatest dimension measured at right angles to its greatest cross section length. The designations of the various sizes of such potatoes are shown in Table No. II of this section.

TABLE No. II

[Sizes of canned whole white potatoes]

Word designation	Number designation	Diameter (in inches)
Tiny	Size 1	1 inch or less.
Small	Size 2	Over 1 inch to, and including, 1½ inches.
Medium	Size 3	Over 1½ inches.

(f) *Ascertaining the grade.* (1) The grade of canned white potatoes may be ascertained by considering, in conjunction with the requirements of the respective grade, the respective ratings for the factors of color, uniformity of size and shape, absence of defects, and texture.

(2) The relative importance of each factor is expressed numerically on the scale of 100. The maximum number of points that may be given each factor is:

Factors	*Points*
(i) Color	20
(ii) Uniformity of size and shape	20
(iii) Absence of defects	40
(iv) Texture	20
Total score	100

(3) "Normal flavor and odor" means that the product is free from objectionable odors and objectionable flavors of any kind.

(g) *Ascertaining the rating for each factor.* The essential variations within each factor are so described that the value may be ascertained for each factor and expressed numerically. The numerical range within each factor is inclusive (for example, "17 to 20 points" means 17, 18, 19, or 20 points).

(1) *Color.* (i) Canned white potatoes that possess a good color may be given a score of 17 to 20 points. "Good color" means that the canned white potatoes, exclusive of the units that are blemished by discoloration, are practically free from oxidation and possess a practically uniform, light color typical of canned white potatoes processed from potatoes of similar varietal characteristics.

(ii) If the canned white potatoes possess a fairly good color, a score of 14 to 16 points may be given. Canned white potatoes that fall into this classification shall not be graded above U. S. Grade C or U. S. Standard, regardless of the total score for the product (this is a limiting rule). "Fairly good color" means that the canned white potatoes, exclusive of units that are blemished by discoloration, possess a fairly uniform color typical of canned white potatoes although the color of the potatoes, whether individually or in combination, may be variable, light, dull, grayish-white, yellow-white, or watery-white (semi-translucent), or indicative of slight oxidation, or slight discoloration but not off-color.

(iii) Canned white potatoes that for any reason fail to meet the requirements of subdivision (ii) of this subparagraph may be given a score of 0 to 13 points and shall not be graded above U. S. Grade D or Substandard, regardless of the total score for the product (this is a limiting rule).

(2) *Uniformity of size and shape.* (i) Canned white potatoes that are practically uniform in size and shape may be given a score of 17 to 20 points. "Practically uniform in size and shape" has the following meanings with respect to the various styles of canned white potatoes:

Whole potatoes. The size of each whole potato is not more than 2 inches in diameter; measured as aforesaid; and the weight of the largest whole potato is not more than three times the weight of the second smallest whole potato.

Sliced potatoes. The diameter of any slice is the shortest diameter across the surface of the slice. The individual slice is not more than ¾ inch in thickness when measured at the thickest portion; the size of each slice is not more than 2 inches in diameter, measured as aforesaid; and the diameter of the largest slice is not greater than one and one-half times the diameter of the second smallest slice.

Diced potatoes. The units are practically uniform in size and shape; and the aggregate weight of the units which are smaller than one-half of a cube, the units which are larger than a ½-inch cube, and the units which are irregular in shape does not exceed 10 percent of the weight of all units.

Shoestring potatoes. The strips of potatoes are practically uniform in thickness and the aggregate weight of all strips less than ½ inch in length does not exceed 10 percent of the weight of all the strips.

Pieces. The individual units each weigh not less than ½ ounce nor more than 2 ounces and the weight of the largest unit is not more than twice the weight of the second smallest unit.

(ii) If the canned white potatoes are fairly uniform in size and shape, a score of 14 to 16 points may be given. "Fairly uniform in size and shape" has the following meanings with respect to the various styles of canned white potatoes:

Whole potatoes. The size of each whole potato may be more than 2 inches in diameter but not more than 2½ inches in diameter, measured as aforesaid; and the weight of the largest whole potato is not more than four times the weight of the second-smallest whole potato.

Sliced potatoes. The diameter of any slice is the shortest diameter across the surface of the slice. The individual slice is not more than 1 inch in thickness when measured at the thickest portion; the size of each slice is not more than 2½ inches in diameter, measured as aforesaid; and the diameter of the largest slice is not more than twice the diameter of the second smallest slice.

Diced potatoes. The units are fairly uniform in size and shape; and the aggregate weight of the units which are smaller than one-half of a cube, the units which are larger than ¾-inch cubes, and the units which are irregular in shape does not exceed 25 percent of the weight of all units.

Shoestring potatoes. The strips of potatoes are fairly uniform in thickness and the aggregate weight of all strips less than ½ inch in length does not exceed 25 percent of the weight of all the strips.

Pieces. The individual units each weigh not less than ¼ ounce nor more than 3 ounces and the weight of the largest unit is not more than four times the weight of the second smallest unit.

(iii) Canned white potatoes that fail to meet the requirements of subdivision (ii) of this subparagraph may be given a score of 0 to 13 points and shall not be graded above U. S. Grade C or U. S. Standard, regardless of the total score for the product (this is a limiting rule).

(3) *Absence of defects.* The factor of absence of defects refers to the degree of freedom from harmless extraneous material, grit, peel, blemished units, and mechanical damage.

(i) "Harmless extraneous material" means vegetable substances such as weeds, grass, and leaves and any portions thereof that are harmless.

(ii) "Grit" means sand, and other rough, hard particles of earthy sediment.

(iii) "Blemished" means affected by brown or black surface or internal discoloration, concentrated areas that are otherwise discolored, discolored eyes, unpeeled eyes, hollow heart, scab, or other means when the blemishes, singly or in combination on a unit, materially affect the appearance or eating quality of the unit.

(iv) "Seriously blemished" means blemished to such an extent that the appearance or eating quality of the unit is seriously affected.

(v) "Mechanical damage" means modterially affect the appearance of the trimming of a whole potato which materially affect the appearance of the whole potato. Slight cuts or slight indentations due to trimming are not considered mechanical damage.

(vi) "Serious mechanical damage" means broken units, serious trimming, or deep gouges due to the trimming of a whole potato which seriously affect the appearance of the whole potato and destroy the conformation of the unit.

(vii) Canned white potatoes that are practically free from defects may be given a score of 34 to 40 points. "Practically free from defects" has the following meanings with respect to the various styles of canned white potatoes:

Whole. No harmless extraneous material or grit is present; not more than ½ square inch, in the aggregate, of peel

may be present for each 20 ounces of net weight; and the aggregate weight of potatoes that are blemished or seriously blemished and potatoes that possess mechanical damage or serious mechanical damage does not exceed 20 percent of the weight of all the units, but of such 20 percent not more than one-fourth thereof or one potato, whichever is the greater in weight, may be seriously blemished or possess serious mechanical damage.

Sliced; pieces. No harmless extraneous material or grit is present; not more than ½ square inch, in the aggregate, of peel may be present for each 20 ounces of net weight; and the aggregate weight of units that are blemished and units that are seriously blemished does not exceed 10 percent of the weight of all the units, but of such 10 percent not more than one-fourth thereof or one unit, whichever is the greater in weight, may be seriously blemished.

Diced; shoestring. No harmless extraneous material or grit is present; not more than ½ square inch, in the aggregate, of peel may be present for each 20 ounces of net weight; and the aggregate weight of units that are blemished and units that are seriously blemished does not exceed 4 percent of the weight of all the units, but of such 4 percent not more than one-fourth thereof may be seriously blemished.

(viii) If the canned white potatoes are fairly free from defects, a score of 28 to 33 points may be given. Canned white potatoes that fall into this classification shall not be graded above U. S. Grade C or U. S. Standard, regardless of the total score for the product (this is a limiting rule). "Fairly free from defects" has the following meanings with respect to the various styles of canned white potatoes:

Whole. Not more than 1 small piece of harmless extraneous material for each 20 ounces of net weight may be present; not more than a trace of grit may be present; not more than 1 square inch, in the aggregate, of peel may be present for each 20 ounces of net weight; and the aggregate weight of potatoes that are blemished or seriously blemished, and potatoes that possess mechanical damage, or serious mechanical damage does not exceed 30 percent of the weight of all the units, but of such 30 percent not more than one-third thereof or one potato, whichever is the greater in weight, may be seriously blemished or possess serious mechanical damage.

Sliced; pieces. Not more than 1 small piece of harmless extraneous material for each 20 ounces of net weight may be present; not more than a trace of grit may be present; not more than 1 square inch, in the aggregate, of peel may be present for each 20 ounces of net weight; and the aggregate weight of all units that are blemished or seriously blemished does not exceed 15 percent of the weight of all the units, but of such 15 percent not more than one-third thereof or one unit, whichever is the greater in weight, may be seriously blemished.

Diced; shoestring. Not more than 1 small piece of harmless extraneous material for each 20 ounces of net weight may be present; not more than a trace of grit may be present; not more than 1 square inch, in the aggregate, of peel may be present for each 20 ounces of net weight; and the aggregate weight of units that are blemished and units that are seriously blemished does not exceed 6 percent of the weight of all the units, but of such 6 percent not more than one-third thereof may be seriously blemished.

(ix) Canned white potatoes that fail to meet the requirements of subdivision (viii) of this subparagraph may be given a score of 0 to 27 points and shall not be graded above U. S. Grade D or Substandard, regardless of the total score for the product (this is a limiting rule).

(4) *Texture.* (i) Canned white potatoes that possess a good texture may be given a score of 17 to 20 points. "Good texture" means that the texture of the potatoes is typical of properly prepared and properly processed potatoes and that the potatoes are firm and possess a fine and even grain and may possess not more than a slight amount of sloughing that does not materially affect the appearance of the product.

(ii) If the canned white potatoes possess a fairly good texture, a score of 14 to 16 points may be given. Canned white potatoes that fall into this classification shall not be graded above U. S. Grade C or U. S. Standard, regardless of the total score for the product (this is a limiting rule). "Fairly good texture" means that the potatoes may be variable in texture, may be slightly coarse-grained, may be slightly hard, may be slightly soft, or may possess more than a slight amount of sloughing or more than a slight amount of disintegration, provided the amount of sloughing or disintegration does not seriously affect the appearance of the product.

(iii) Canned white potatoes that fail to meet the requirements of subdivision (ii) of this subparagraph may be given a score of 0 to 13 points and shall not be graded above U. S. Grade D or Substandard, regardless of the total score for the product (this is a limiting rule).

(h) *Tolerances for certification of officially drawn samples.* (1) When certifying samples that have been officially drawn and which represent a specific lot of canned white potatoes, the grade for such lot will be determined by averaging the total scores of the containers comprising the sample, if:

(i) Not more than one-sixth of such containers fails to meet all the requirements of the grade indicated by the average of such total scores, and, with respect to such containers which fail to meet the requirements of the indicated grade by reason of a limiting rule, the average score of all containers in the sample for the factor, subject to such limiting rule, is within the range for the grade indicated;

(ii) None of the containers comprising the sample fails more than 4 points below the minimum score for the grade indicated by the average of the total scores; and

(iii) All containers comprising the sample meet all applicable standards of quality promulgated under the Federal Food, Drug, and Cosmetic Act and in effect at the time of the aforesaid certification.

(i) *Score sheet for canned white potatoes.*

Size and kind of container		
Container mark or identification		
Label		
Net weight (in ounces)		
Vacuum (in inches)		
Drained weight (in ounces)		
Style		
Size (of whole potatoes)		
Count (of whole potatoes)		

Factors	Score points	
I. Color	20	(A) 17-20 (C)[1] 14-16 (D)[1] 0-13
II. Uniformity of size and shape	20	(A) 17-20 (C) 14-16 (D)[1] 0-13
III. Absence of defects	40	(A) 34-40 (C)[1] 28-33 (D)[1] 0-27
IV. Texture	20	(A) 17-20 (C)[1] 14-16 (D)[1] 0-13
Total score	100	
Grade		
Normal flavor and odor		

[1] Indicates limiting rule.

(j) *Effective time.* The United States Standards for grades of canned white potatoes (which are the first issue) contained in this section shall become effective thirty days after the date of publication of these standards in the FEDERAL REGISTER.

(60 Stat. 1087; Pub. Law 146, 81st Cong.; 7 U. S. C. 1621 et seq.)

Issued at Washington, D. C., this 5th day of January 1950.

[SEAL] JOHN I. THOMPSON,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 50-180; Filed, Jan. 9, 1950; 8:47 a. m.]

Chapter VII—Production and Marketing Administration (Agricultural Adjustment), Department of Agriculture

PART 726—FIRE-CURED AND DARK AIR-CURED TOBACCO

APPORTIONMENT OF NATIONAL MARKETING QUOTAS FOR 1950–51 MARKETING YEAR

§ 726.104 *Basis and purpose.* The purpose of this proclamation is to apportion among the several States the national marketing quotas for fire-cured and dark air-cured tobacco for the 1950–51 marketing year proclaimed on November 29, 1949, and published in the FEDERAL REGISTER (14 F. R. 7245), in accordance with the provisions of section 313 (a) of the Agricultural Adjustment Act of 1938, as amended. Prior to the apportionment of such quotas among the several States, public notice of the proposed action was given (14 F. R. 6796) in accordance with the Administrative Procedure Act (60 Stat. 237). The views and recommendations of fire-cured and dark air-cured tobacco growers and other interested persons have been duly con-

sidered within the limits prescribed by the Agricultural Adjustment Act of 1938, as amended.

§ 726.105 *Apportionment of the national marketing quota for fire-cured tobacco for the 1950–51 marketing year among the several States.* The national marketing quota proclaimed in § 726.102 is hereby apportioned among the several States pursuant to section 313 (a) of the Agricultural Adjustment Act of 1938, as amended, and converted into State acreage allotments in accordance with section 313 (g) of the act as follows:

State:	Acreage allotment
Kentucky	22,662
Tennessee	23,310
Virginia	10,573
Illinois	5
Reserve [1]	284
Total	56,834

[1] Acreage reserved for establishing allotments for farms upon which no fire-cured tobacco has been grown during the past five years.

§ 726.106 *Apportionment of the national marketing quota for dark air-cured tobacco for the 1950–51 marketing year among the several States.* The national marketing quota proclaimed in § 726.103 is hereby apportioned among the several States pursuant to section 313 (a) of the Agricultural Adjustment Act of 1938, as amended, and converted into State acreage allotments in accordance with section 313 (g) of the act as follows:

State:	Acreage allotment
Kentucky	22,536
Tennessee	3,380
Indiana	172
Missouri	6
Reserve [1]	131
Total	26,225

[1] Acreage reserved for establishing allotments for farms upon which no dark air-cured tobacco has been grown during the past five years.

(Sec. 313, 52 Stat. 47, as amended; 7 U. S. C. 1313)

Done at Washington, D. C., this 5th day of January 1950. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 50-182; Filed, Jan. 9, 1950; 8:48 a. m.]

PART 729—PEANUTS

MARKETING QUOTA REGULATIONS FOR 1949 CROP

The purpose of the amendments contained herein is to provide (1) that under certain conditions a producer may be permitted to dispose of peanuts produced on excess acreage (provided such disposition is made on the farm in such manner that the peanuts cannot be marketed) and thereby become eligible to receive a within quota marketing card and be eligible for price support as a cooperator; (2) that the county committee may collect the marketing quota penalty from a producer if the committee determines that it is impracticable to collect the penalty from the buyers, and (3) that a producer on a farm having no excess acreage or a producer who has paid the marketing quota penalty at the county office may market his peanuts to persons not engaged in the business of buying peanuts without requiring such buyers to execute memoranda of sale and keep a record of purchases, if the county committee determines that it would be administratively impracticable to require such buyers to execute the memoranda of sale and make the buyer's reports specified in existing regulations.

The regulations contained in this amendment are issued pursuant to the Agricultural Adjustment Act of 1938, as amended. Prior to preparing these regulations, public notice of their formulation was published in the FEDERAL REGISTER (14 F. R. 5231, 7065). No written expressions of views in connection with the proposed amendment were received.

Because farmers are now engaged in marketing their peanuts, it is necessary that this amendment become effective immediately. Accordingly, it is hereby found that compliance with the 30-day effective date provision of section 4 of the Administrative Procedure Act (60 Stat. 237) is contrary to the public interest; therefore, this amendment shall become effective upon publication in the FEDERAL REGISTER.

The Marketing Quota Regulations for the 1949 crop of peanuts (14 F. R. 3173, 3226) are hereby amended as follows:

1. Section 729.48 (a) (1) is amended by changing the period at the end thereof to a colon and adding the following: *"Provided, however,* That notwithstanding any other provisions of the regulations in this subpart, the farm peanut acreage shall be deemed to be within the farm acreage allotment, and the farm operator shall be issued a within quota marketing card with respect to a farm on which peanuts have been picked or threshed from excess acreage but for which the county committee determines that (i) the excess acreage is not greater than one-tenth of an acre or 3 percent of the farm allotment, whichever is larger, (ii) the evidence submitted by the farm operator shows that the picking or threshing of peanuts was completed before he received notice of the acreage planted to peanuts, or that the excess acreage resulted notwithstanding an honest effort on the part of the farm operator to dispose of the peanuts planted on the entire excess acreage by means other than by picking or threshing, and (iii) a quantity of peanuts equal to the county committee's estimate of the production from the excess acreage is disposed of on the farm in such manner that the peanuts cannot be marketed: *Provided, further,* That the maximum acreage limit prescribed in subdivision (i) of this subparagraph shall not be applicable if the State committee concurs in the findings and recommendations of the county committee that the unusual circumstances from which the excess acreage resulted are such that the maximum limitation should be waived."

2. Section 729.55 (a) is amended by changing the period at the end thereof to a colon and adding the following: *"Provided, however,* That when purchasing peanuts from a producer, a person who is not engaged in the business of buying peanuts shall not be required to make such record or execute memoranda of sale identifying purchases of peanuts produced on a farm for which a within quota marketing card is issued to the farm operator or for which an excess marketing card with a zero penalty rate is issued to the farm operator, as provided in § 729.57, if the county committee determines that it would be administratively impracticable to require such buyer to execute memoranda of sale, keep the records, and make the buyer's reports required in §§ 729.40 to 729.70. The operator of the farm on which such peanuts are produced shall be responsible for reporting each such marketing to the county committee."

3. Section 729.57 is amended by adding at the end thereof the following: "Notwithstanding any other provisions of the regulations in this subpart, if the county committee finds that the production of peanuts from a farm on which there is excess acreage has been or probably will be sold to persons who are not engaged in the business of buying peanuts and determines that it would be administratively impracticable to effect the collection of the marketing penalty from persons who acquire the peanuts, the county committee may, on the basis of county office records or other available information, estimate the actual yield per acre and total production for the farm, and determine the amount of penalty that would be due if the entire estimated production were marketed, and such amount of penalty may be collected from the farm operator if he agrees to payment of the penalty in this manner.

If the county committee determines that satisfactory information is not available for estimating the 1949 yield per acre, the county committee shall establish a normal yield per acre for the farm pursuant to the applicable § 729.23 or § 729.25 of the marketing quota regulations for the 1949 crop of peanuts (Peanut 101, Part I), and the normal yield per acre shall be considered to be the estimated yield per acre for 1949 for the purpose of determining the amount of penalty to be paid. Upon payment of the penalty by the farm operator, the county committee shall issue to him an excess marketing card (Peanut 110) showing a converted rate of penalty of "zero". If the county committee determines, after marketing of the 1949 crop for the farm is complete, that the actual yield per acre for the farm was less than the estimated yield per acre, any penalty paid in excess of the amount actually due shall be refunded upon presentation of a request therefor as provided in § 729.61."

4. Section 729.58 (a) is amended by revising the first sentence thereof to

read as follows: "Except for marketings within the terms of the proviso contained in § 729.55 (a), any marketing of peanuts by a producer which is not identified by a valid memorandum of sale shall be deemed to be a marketing of excess peanuts."

5. Section 729.63 (a) is amended by revising that part of the first sentence preceding the semicolon to read as follows: "Except for marketings within the terms of the proviso contained in § 729.55 (a), each buyer shall keep such records as will enable him to furnish the Director the following information with respect to each lot of peanuts marketed to or through him by a producer and each lot of farmers' stock peanuts marketed to or through him by another buyer."

(Sec. 375, 52 Stat. 66, 55 Stat. 92; 7 U. S. C. 1375. Interprets or applies secs. 358 (d), 359, 373, 375, 52 Stat. 65, 66; 55 Stat. 89, 90, 92; 61 Stat. 721, 62 Stat. 257; 7 U. S. C. and Sup. 1358 (d), 1359, 1373, 1375.)

Done at Washington, D. C., this 5th day of January 1950. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CHARLES F. BRANNAN,
Secretary.

[F. R. Doc. 50-181; Filed, Jan. 9, 1950; 8:48 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter VIII—Office of Housing Expediter

[Controlled Housing Rent Reg., Amdt. 206]

[Controlled Rooms in Rooming Houses and Other Establishments Rent Reg., Amdt. 205]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

GEORGIA, INDIANA, NEW YORK AND PENNSYLVANIA

The Controlled Housing Rent Regulation (§§ 825.1 to 825.12) and the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§§ 825.81 to 825.92) are amended in the following respects:

1. In Schedule A, all of Item 74 which relates to Muscogee County, Georgia, is deleted.

This decontrols (1) the City of Columbus in Muscogee County, Georgia, a portion of the Columbus, Georgia, Defense-Rental Area, and all unincorporated localities in said defense-rental area, based on a resolution submitted in accordance with section 204 (j) (3) of the Housing and Rent Act of 1947, as amended, said City of Columbus constituting the major portion of said defense-rental area, and (2) the remainder of said Muscogee County, on the Housing Expediter's own initiative in accordance with section 204 (c) of said act.

2. In Schedule A, all of Item 98 which relates to Wayne County, Indiana, is deleted.

This decontrols (1) the City of Richmond in Wayne County, Indiana, a portion of the Richmond-Connersville, Indiana, Defense-Rental Area, based on a resolution submitted in accordance with section 204 (j) (3) of the Housing and Rent Act of 1947, as amended, and (2) the remainder of said Wayne County on the Housing Exepditer's own initiative in accordance with section 204 (c) of said act.

3. Schedule A, Item 199, is amended to describe the counties in the Defense-Rental Area as follows:

In Albany County, the Cities of Albany, Cohoes and Watervliet, and the Towns of Bethlehem, Colonie, Green Island, Guilderland and New Scotland; and in Rensselaer County, the Cities of Troy and Rensselaer, and the Towns of Brunswick, East Greenbush, Hoosick Falls and North Greenbush.

This decontrols the entire Albany-Troy, New York, Defense-Rental Area, except the cities and towns listed above, based on the Housing Expediter's own initiative in accordance with section 204 (c) of the Housing and Rent Act of 1947, as amended.

4. Schedule A, Item 203a, is amended to describe the counties in the Defense-Rental Area as follows:

In Cattaraugus County, the Town and the City of Olean, and the Villages of Allegany and Franklinville.

This decontrols the entire Olean, New York, Defense-Rental Area, except the Town and the City of Olean and the Villages of Allegany and Franklinville in Cattaraugus County in the State of New York, based on the Housing Expediter's own initiative in accordance with section 204 (c) of the Housing and Rent Act of 1947, as amended.

5. Schedule A, Item 209, is amended to describe the counties in the Defense-Rental Area as follows:

In Chenango County, the Town of Bainbridge; in Delaware County, the Town of Sidney; and in Otsego County, the Towns of Oneonta and Unadilla, and the City of Oneonta.

This decontrols the entire Sidney, New York, Defense-Rental Area, except the towns and the city named above, based on the Housing Expediter's own initiative in accordance with section 204 (c) of the Housing and Rent Act of 1947, as amended.

6. Schedule A, Item 261, is amended to describe the counties in the Defense-Rental Area as follows:

In Erie County: the City of Erie and the Borough of Wesleyville; the Townships of Fairview, Girard, Greene, Greenfield, Harborcreek, Lawrence Park, McKean, Millcreek, Northeast, Summit and Venango; and the Boroughs of Fairview, Girard, North Girard, Middleboro, Northeast, Palatea and Wattsburg.

This decontrols the entire Erie, Pennsylvania, Defense-Rental Area, except for the City of Erie, Pennsylvania, and the townships and boroughs named above, based on the Housing Expediter's own initiative in accordance with section 204 (c) of the Housing and Rent Act of 1947, as amended.

(Sec. 204 (d), 61 Stat. 197, as amended by 62 Stat. 37, 94, Pub. Law 31, 81st Cong.; 50 U. S. C. App. 1894 (d))

This amendment shall become effective January 6, 1950.

Issued this 5th day of January 1950.

TIGHE E. WOODS,
Housing Expediter.

[F. R. Doc. 50-178; Filed, Jan. 9, 1950; 8:47 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 35—PROVISIONS APPLICABLE TO THE SEVERAL CLASSES OF MAIL MATTER

PART 43—TREATMENT OF DOMESTIC MAIL MATTER AT RECEIVING POST OFFICES

LIVE DAY-OLD CHICKS; DISPOSAL OF UNDELIVERABLE PERISHABLE MATTER

1. Section 35.24 *Live day-old chicks* (13 F. R. 8919) is amended to read as follows:

§ 35.24 *Live day-old chicks.* Live baby chicks, ducks, geese, guinea fowl and turkeys in the original unopened hatchery box with the date and hour of hatching noted thereon by a representative of the hatchery who has personal knowledge thereof shall be accepted for mailing when such fowl are not over 24 hours old and the box is properly ventilated; is of proper construction and strength to bear safe transmission in the mails, and can be delivered to the addressee within 60 hours of the time of hatching, except that no shipments shall be accepted if delivery in case of missed connection should fall on Sunday, a national holiday, or on the afternoon preceding Sunday or a holiday. Shipments of the aforementioned fowl shall not be forwarded to the addressee from the office of original address nor returned to the sender if delivery cannot be made to either the addressee or sender within the 60-hour period from time of hatching.

NOTE: See § 43.47 paragraph (b) (1) for instructions covering the disposition of undeliverable shipments.

The amendment to § 35.24 is effective January 1, 1950.

2. In § 43.47 *Disposal of undeliverable perishable matter.* (13 F. R. 8943) amend paragraph (b) (1) to read as follows:

(b) *When may be sold*—(1) *Procedure.* Undeliverable parcels containing live day-old poultry, dressed poultry, fresh meats, fish, vegetables, fruits, berries, cut flowers, nursery stock, eggs, hides and pelts, or other perishable articles, may, when there is insufficient time to forward them to the addressee at a new address or return them to the sender before the contents would spoil (60 hours from time of hatching with respect to live day-old poultry—see § 35.24 of this chapter) be disposed of by postmasters by sale through competitive bidding. Postal employees are strictly forbidden to submit bids at such sales nor shall bids be accepted from or on behalf of the original addressee of such perishable article or articles. The amount realized, less a commission of 10 percent, but in no case less than 15 cents,

shall be remitted to the sender or other rightful owner, or the net amount realized may be delivered at any time within 2 weeks to the sender, original addressee, or such other person as may be the rightful owner, or on his written order, and a receipt obtained therefor. In case of doubt as to the rightful owner of the proceeds, instructions shall be obtained from the Department. If at the expiration of that period the net proceeds remain unclaimed, such money shall be deposited with other postal funds and accounted for as miscellaneous receipts.

This amendment is effective January 1, 1950.

(R. S. 161, 396, secs. 304, 309, 42 Stat. 24, 25; 5 U. S. C. 22, 369)

[SEAL] J. M. DONALDSON,
Postmaster General.

[F. R. Doc. 50-158; Filed, Jan. 9, 1950; 8:46 a. m.]

PART 137—FIELD SERVICE

APPOINTMENT AND REMOVAL OF POSTMASTERS

In § 137.2 *Appointment and removal of postmasters* (13 F. R. 9246) amend paragraph (b) to read as follows:

(b) *In classified service.* Postmasters of the first, second, and third classes shall hereafter be appointed in the classified service without term by the President by and with the advice and consent of the Senate: *Provided*, That postmasters of the fourth class, appointed in the classified civil service, whose offices advance to a higher class, and postmasters of other classes, appointed in the classified civil service, whose officers are relegated to the fourth class, shall continue to serve under their original appointment until a vacancy occurs by reason of death, resignation, retirement, or removal, in which event the appointment shall be made as provided in section 2 of the act (paragraph (c) of this section).

(Sec. 1, 52 Stat. 1076; 39 U. S. C. 31a; Pub. Law 29, approved Mar. 29, 1949)

[SEAL] J. M. DONALDSON,
Postmaster General.

[F. R. Doc. 50-159; Filed, Jan. 9, 1950; 8:47 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

Subchapter A—Civil Air Regulations

[Supplement 2, Amdt. 2]

PART 42—IRREGULAR AIR CARRIER AND OFF-ROUTE RULES

OPERATING LIMITATIONS AND PERFORMANCE DATA

Acting pursuant to authority contained in sections 205 (a) and 601 of the Civil Aeronautics Act of 1938, as amended, and Part 42 of the Civil Air Regulations, and in accordance with section 3 of the Administrative Procedure Act, the Administrator of Civil Aeronautics has published rules and policies regarding operating limitations and performance data for certain large, passenger-carrying, non-transport category aircraft. Such rules and policies are superseded or revoked by provisions of this amendment, which is made effective without delay in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to the public interest, and therefore is not required.

1. Section 42.16–1, published in 14 F. R. 7034, is revised to read:

§ 42.16–1 *En route performance limitations (CAA policies which apply to § 42.16 (b)).* Performance data applicable to this section are published under §§ 42.80–1, 42.80–2, etc.

2. Section 42.80–1, published in 14 F. R. 6285 and 14 F. R. 7469, is revised to read:

§ 42.80–1 *Performance data on Curtiss Model C46 aircraft certificated for maximum weights of 45,000 pounds to 48,000 pounds (CAA rules which apply to § 42.80).* The following performance limitations data, applicable to the Curtiss Model C46 aircraft shall be used in determining compliance with CAR 42.80. These data are presented in tables 1 through 3 and figures 1 through 3.

TABLE 1—TAKE-OFF LIMITATIONS

(a) "Effective length" of runway required when effective length is determined in accordance with CAR 42.1 (a) (12). (Distance to accelerate to 107 m. p. h., TIAS, and stop, with zero wind and zero gradient.)

Standard altitude in feet	Airplane weight in pounds			
	39,000	42,000	45,000	48,000 [1]
	Distance in feet			
S. L.	4,110	4,295	4,570	4,950
1,000	4,250	4,450	4,725	5,130
2,000	4,400	4,600	4,880	5,300
3,000	4,550	4,890	5,190	5,680
4,000	4,910	5,170	5,500	6,050
5,000	5,165	5,450	5,810	6,430
6,000	5,420	5,730	6,120	6,805
7,000	5,685	6,000	6,440	7,180
8,000	5,949	6,280	6,750	7,550

(b) Actual length of runway required when "effective length", considering obstacles, is not determined. (Distance to accelerate to 107 m. p. h. TIAS, and stop, divided by the factor 0.85.)

Standard altitude in feet	Airplane weight in pounds			
	39,000	42,000	45,000	48,000 [1]
	Distance in feet			
S. L.	4,855	5,030	5,375	5,825
1,000	5,000	5,225	5,555	6,035
2,000	5,175	5,410	5,740	6,235
3,000	5,470	5,750	6,105	6,680
4,000	5,775	6,080	6,470	7,120
5,000	6,075	6,430	6,830	7,565
6,000	6,375	6,740	7,200	8,005
7,000	6,690	7,060	7,573	8,445
8,000	6,990	7,390	7,940	8,880

[1] For use with Curtiss Model C46 airplanes when approved for this weight.

TABLE 2—EN ROUTE LIMITATIONS

(a) Curtiss Model C-46 certificated for maximum weight of 45,000 pounds (based on a climb speed of 130 m. p. h. (TIAS)).

Weight (pounds)	Terrain clearance [1] (feet)	Blower setting
45,000	6,450	Low.
44,000	7,000	Low.
43,000	7,550	Low.
42,200	8,000	High.
41,000	9,600	High.
40,000	11,000	High.
39,000	12,300	High.

(b) Curtiss Model C-46 certificated for maximum weight of 48,000 pounds or with engine installation approved for 2,530 r. p. m. (1,700 B. hp.). Maximum continuous power in low blower [2] (based on a climb speed of 130 m. p. h. (TIAS)).

Weight (pounds)	Terrain clearance [1] (feet)	Blower setting
48,000	5,850	Low.
47,000	6,300	Low.
46,000	6,700	Low.
45,000	7,200	Low.
44,500	7,450	Low.
44,250	8,000	High.
44,000	8,550	High.
43,000	10,800	High.
42,000	12,900	High.
41,000	13,000	High.

[1] Highest altitude of terrain over which airplane may be operated in compliance with CAR 42.82.

[2] Engine installations having P&W R-2800-27, -43, -51, -71, -75, -79 engines can be approved for 1,700 B. hp. in low blower. See engine specification chapter 19, page 30.02 revised Oct. 10, 1949.

TABLE 3—LANDING LIMITATIONS

(a) "Effective length" of runway required when effective length is determined in accordance with CAR 42.1 (a) (12) with zero wind and zero gradient. (1) Curtis Model C-46 certificated for maximum weight of 45,000 pounds.

Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h.							
	40,000	V_{50}	42,000	V_{50}	44,000	V_{50}	45,000	V_{50}
	Distance in feet							
S. L.	3,700	99.0	3,855	101.5	4,030	104.0	4,110	105.0
1,000	3,800	99.0	3,960	101.5	4,140	104.0	4,220	105.0
2,000	3,900	99.0	4,070	101.5	4,250	104.0	4,335	105.0
3,000	4,050	99.0	4,180	101.5	4,360	104.0	4,450	105.0
4,000	4,110	99.0	4,290	101.5	4,475	104.0	4,565	105.0
5,000	4,215	99.0	4,400	101.5	4,595	104.0	4,680	105.0
6,000	4,330	99.0	4,515	101.5	4,710	104.0	4,800	105.0
7,000	4,430	99.0	4,635	101.5	4,845	104.0	4,930	105.0
8,000	4,550	99.0	4,755	101.5	4,970	104.0	5,060	105.0

[1] Steady approach speed through 50 feet height-m. p. h. TIAS.

TABLE 3—LANDING LIMITATIONS—(Continued)

(2) Curtiss Model C-46 certificated for maximum weight of 48,000 pounds.[2]

Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h.							
	42,000	V_{SI}	44,000	V_{SI}	46,000	V_{SI}	48,000	V_{SI}
	Distance in feet							
S. L.	2,890	92.5	3,000	94.5	3,110	97.5	3,215	99.0
1,000	2,960	92.5	3,070	94.5	3,180	97.5	3,285	99.0
2,000	3,035	92.5	3,145	94.5	3,250	97.5	3,360	99.0
3,000	3,110	92.5	3,215	94.5	3,330	97.5	3,430	99.0
4,000	3,185	92.5	3,300	94.5	3,410	97.5	3,520	99.0
5,000	3,260	92.5	3,370	94.5	3,495	97.5	3,615	99.0
6,000	3,330	92.5	3,460	94.5	3,580	97.5	3,700	99.0
7,000	3,415	92.5	3,545	94.5	3,670	97.5	3,800	99.0
8,000	3,500	92.5	3,635	94.5	3,765	97.5	3,900	99.0

(b) Actual length of runway required when effective length, considering obstacles, is not determined in accordance with CAR 42.1 (a) (12).

(1) Curtiss Model C-46 certificated for maximum weight of 45,000 pounds.

Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h.							
	40,000	V_{SI}	42,000	V_{SI}	44,000	V_{SI}	45,000	V_{SI}
	Distance in feet							
S. L.	4,710	99.0	4,910	101.5	5,130	104.0	5,230	105.0
1,000	4,835	99.0	5,040	101.5	5,270	104.0	5,370	105.0
2,000	4,965	99.0	5,180	101.5	5,410	104.0	5,520	105.0
3,000	5,155	99.0	5,320	101.5	5,550	104.0	5,665	105.0
4,000	5,230	99.0	5,460	101.5	5,695	104.0	5,810	105.0
5,000	5,365	99.0	5,600	101.5	5,850	104.0	5,965	105.0
6,000	5,510	99.0	5,745	101.5	5,995	104.0	6,110	105.0
7,000	5,640	99.0	5,900	101.5	6,165	104.0	6,275	105.0
8,000	5,790	99.0	6,050	101.5	6,325	104.0	6,440	105.0

(2) Curtiss C-46 certificated for maximum weight of 48,000 pounds.[2]

Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h.							
	42,000	V_{SI}	44,000	V_{SI}	46,000	V_{SI}	48,000	V_{SI}
	Distance in feet							
S. L.	3,680	92.5	3,820	94.5	3,960	97.5	4,090	99.0
1,000	3,765	92.5	3,905	94.5	4,045	97.5	4,180	99.0
2,000	3,860	92.5	4,000	94.5	4,135	97.5	4,275	99.0
3,000	3,960	92.5	4,090	94.5	4,240	97.5	4,365	99.0
4,000	4,055	92.5	4,200	94.5	4,340	97.5	4,480	99.0
5,000	4,150	92.5	4,290	94.5	4,450	97.5	4,600	99.0
6,000	4,240	92.5	4,405	94.5	4,555	97.5	4,710	99.0
7,000	4,345	92.5	4,510	94.5	4,670	97.5	4,835	99.0
8,000	4,455	92.5	4,625	94.5	4,790	97.5	4,965	99.0

[1] Steady approach speed through 50 foot-height-m. p. h. TIAS.
[2] For use with Curtiss Model C-46 aircraft when approved for this weight.

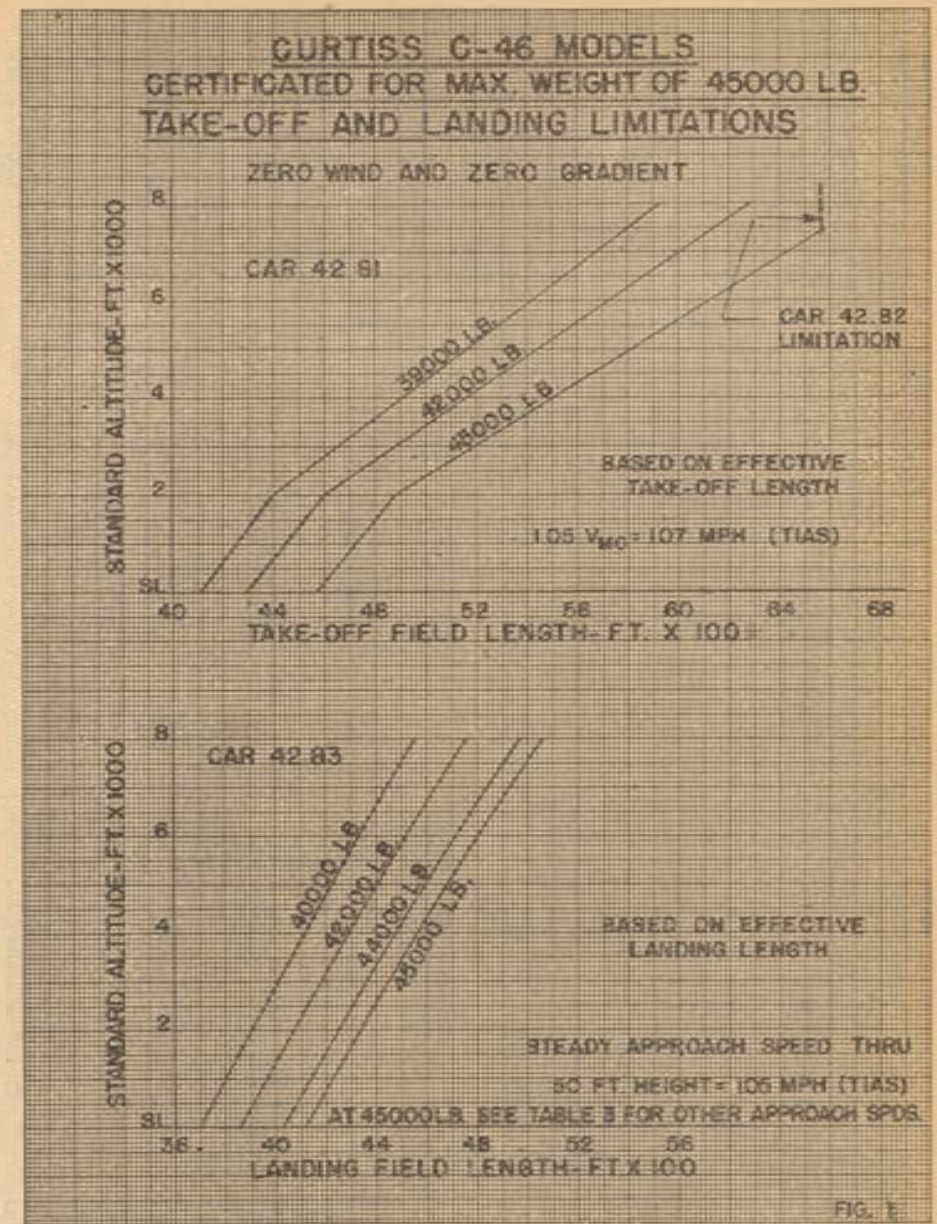
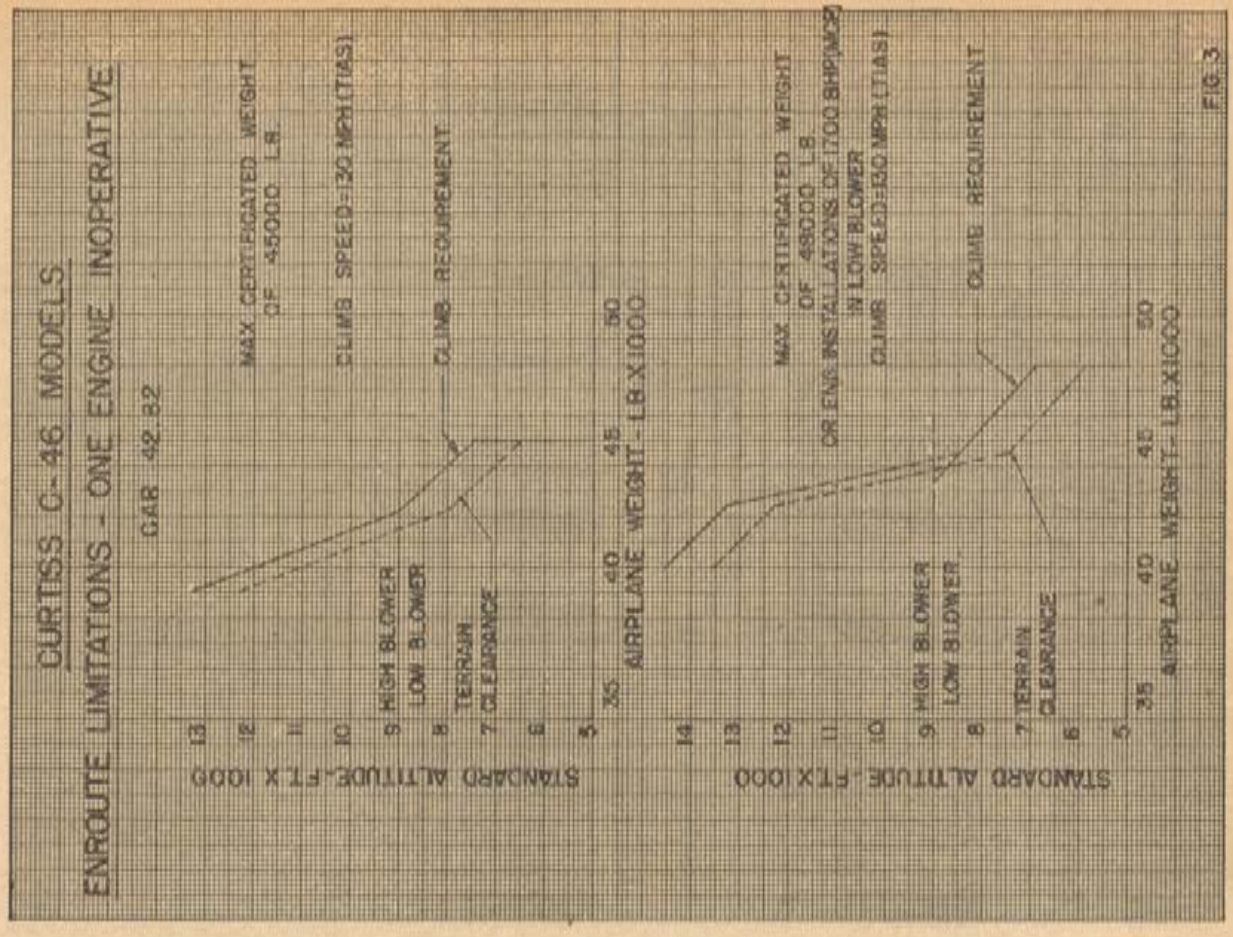
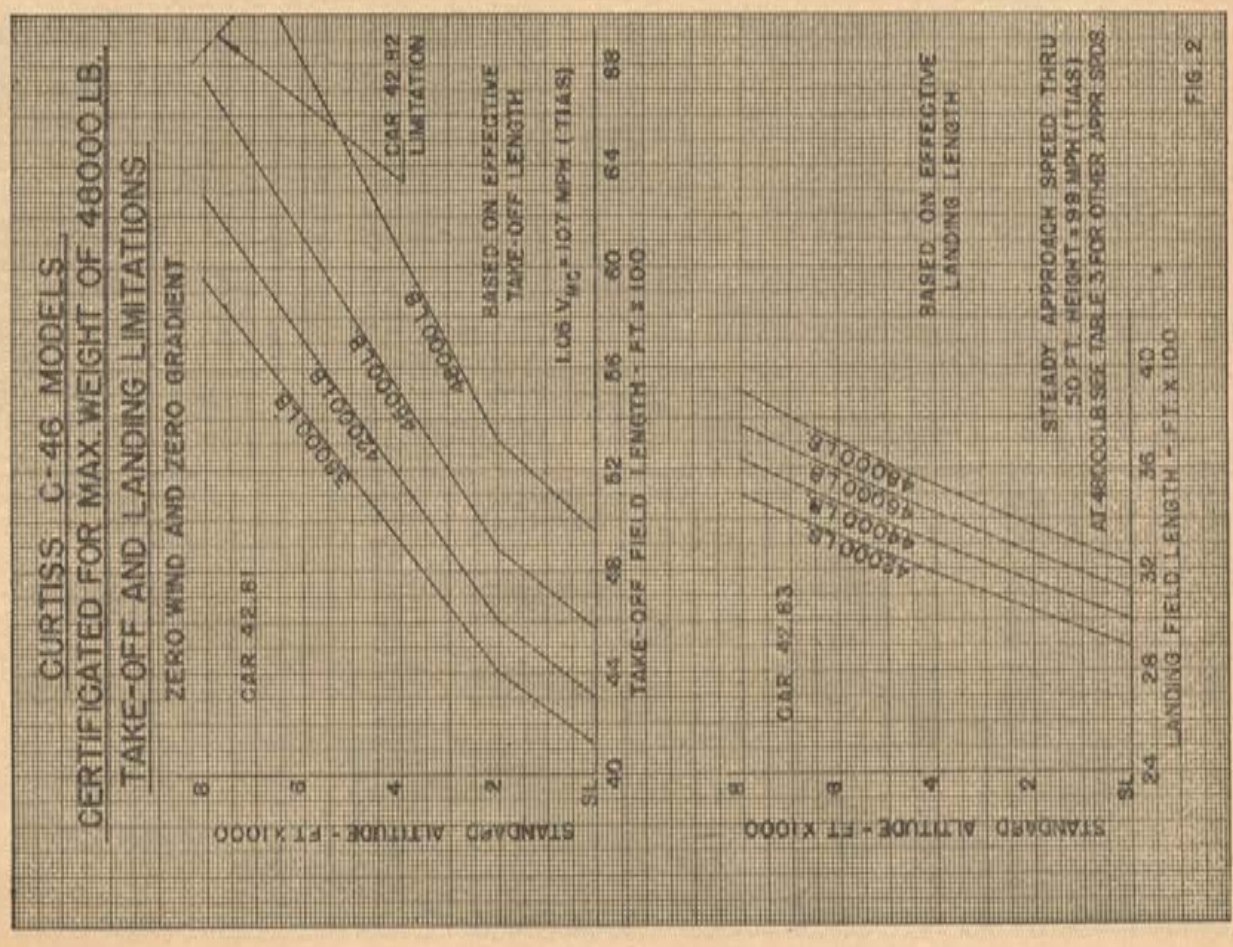


FIG. 1


CURTISS C-46 MODELS
ENROUTE LIMITATIONS - ONE ENGINE INOPERATIVE
CAR 42.82
MAX CERTIFICATED WEIGHT OF 45000 LB.
CLIMB SPEED=130 MPH (TIAS)
HIGH BLOWER
LOW BLOWER
TERRAIN CLEARANCE
CLIMB REQUIREMENT
STANDARD ALTITUDE - FT X 1000
AIRPLANE WEIGHT - LB X 1000
MAX CERTIFICATED WEIGHT OF 48000 LB.
OR ENG INSTALLATIONS OF 1700 BHP(M-2)
IN LOW BLOWER
CLIMB SPEED=130 MPH (TIAS)
FIG. 3


CURTISS C-46 MODELS
CERTIFICATED FOR MAX WEIGHT OF 48000 LB.
TAKE-OFF AND LANDING LIMITATIONS
ZERO WIND AND ZERO GRADIENT
CAR 42.81
CAR 42.82 LIMITATION
BASED ON EFFECTIVE TAKE-OFF LENGTH
1.06 V_{MC} = 107 MPH (TIAS)
TAKE-OFF FIELD LENGTH - FT X 100
STANDARD ALTITUDE - FT X 1000
CAR 42.83
BASED ON EFFECTIVE LANDING LENGTH
STEADY APPROACH SPEED THRU 50 FT. HEIGHT = 98 MPH (TIAS) AT 48000 LB SEE TABLE 3 FOR OTHER APPR. SPDS.
LANDING FIELD LENGTH - FT X 100
FIG. 2

3. Section 42.80–2 is added to read:

§ 42.80–2 *Performance data on Douglas DC–3 aircraft (CAA rules which apply to § 42.80).* The following performance limitations data, applicable to all Douglas DC–3 aircraft with various engine models, shall be used in determining compliance with CAR 42.80. These data are presented in tables 1 through 4 and figures 1 through 3.

DOUGLAS DC-3 G102, AND C-47's, R4D's WITH COMPARABLE HORSEPOWER ENGINES

TABLE 1—TAKE-OFF LIMITATIONS

(a) "Effective length" of runway required when effective length is determined in accordance with CAR 42.1 (a) (12). (Distance to accelerate to 92.0 m. p. h., TIAS, and stop with zero wind and zero gradient.)

Standard altitude in feet	Airplane weight in pounds			
	22,000	23,000	24,000	25,200
	Distance in feet			
S. L.	3,325	3,395	3,460	3,545
1,000	3,425	3,495	3,560	3,645
2,000	3,530	3,685	3,760	3,840
3,000	3,800	3,880	3,960	4,050
4,000	3,990	4,080	4,170	4,270
5,000	4,200	4,290	4,390	4,500
6,000	4,415	4,520	4,630	4,760
7,000	4,650	4,770	4,895	5,050
8,000	4,900	5,040	5,190	(1)

(b) Actual length of runway required when "effective length", considering obstacles, is not determined. (Distance to accelerate to 92.0 m. p. h. TIAS, and stop, divided by factor 0.85.)

Standard altitude in feet	Airplane weight in pounds			
	22,000	23,000	24,000	25,200
	Distance in feet			
S. L.	3,910	3,990	4,070	4,170
1,000	4,030	4,110	4,185	4,285
2,000	4,245	4,335	4,420	4,515
3,000	4,470	4,565	4,655	4,765
4,000	4,690	4,800	4,905	5,020
5,000	4,940	5,045	5,160	5,290
6,000	5,190	5,315	5,445	5,600
7,000	5,470	5,610	5,755	5,940
8,000	5,760	5,925	6,105	(1)

[1] Limited by CAR 42.82.

DOUGLAS DC-3 G202A, S1C3G AND C47's, R4D's WITH COMPARABLE HORSEPOWER ENGINES

TABLE 2—TAKE-OFF LIMITATIONS

(a) "Effective length" of runway required where effective length is determined in accordance with CAR 42.1 (a) (12). (Distance to accelerate to 92.0 m. p. h., TIAS, and stop, with zero wind and zero gradient.)

Standard altitude in feet	Airplane weight in pounds					
	22,000	23,000	24,000	25,000	26,000 [1]	26,900 [1]
	Distance in feet					
S. L.	3,125	3,195	3,260	3,330	3,385	3,450
1,000	3,255	3,320	3,395	3,470	3,525	3,595
2,000	3,390	3,460	3,540	3,610	3,685	3,750
3,000	3,525	3,610	3,690	3,775	3,850	3,920
4,000	3,680	3,775	3,860	3,950	4,035	4,110
5,000	3,855	3,960	4,060	4,150	4,255	4,315
6,000	4,060	4,170	4,280	4,385	4,490	4,575
7,000	4,300	4,415	4,530	4,640	4,750	4,845
8,000	4,600	4,700	4,810	4,925	5,055	5,150

(b) Actual length of runway required where "effective length," considering obstacles, is not determined. (Distance to accelerate to 92.0 m. p. h., TIAS, and stop, divided by factor 0.85.)

Standard altitude in feet	Airplane weight in pounds					
	22,000	23,000	24,000	25,000	26,000 [1]	26,900 [1]
	Distance in feet					
S. L.	3,675	3,755	3,835	3,915	3,980	4,055
1,000	3,830	3,905	3,990	4,080	4,145	4,230
2,000	3,985	4,070	4,165	4,245	4,335	4,410
3,000	4,145	4,245	4,340	4,440	4,530	4,610
4,000	4,330	4,440	4,540	4,645	4,745	4,835
5,000	4,535	4,655	4,775	4,880	5,005	5,075
6,000	4,775	4,905	5,035	5,155	5,280	5,380
7,000	5,055	5,190	5,325	5,455	5,585	5,700
8,000	5,410	5,525	5,655	5,790	5,945	6,055

[1] Cargo operation only but not required under CAR 42.80.

DOUGLAS DC-3, G102, G202A, S1C3G, C-47's, R4D's WITH COMPARABLE HORSEPOWER ENGINES

TABLE 3—EN ROUTE LIMITATIONS

Weight in pounds	Terrain clearance [1] in feet and climb speed in m. p. h. TIAS					
	G102	V_c	G202A	V_c	S1C3G	V_c
25,200	6,400	110.0	7,500	109.5	10,600	106.5
24,000	7,550	108.0	8,700	108.0	12,100	104.0
23,000	8,500	106.0	9,750	105.0	13,450	101.5
22,000	9,500	104.5	10,750	103.0	14,750	99.5
21,000	10,500	102.5	11,750	101.0	16,100	98.5

[1] Highest altitude of terrain over which airplane may be operated in compliance with CAR 42.82.

DOUGLAS DC-3 G102, G202A, S1C3G, AND C47's, R4D's WITH COMPARABLE HORSEPOWER ENGINES

TABLE 4—LANDING LIMITATIONS

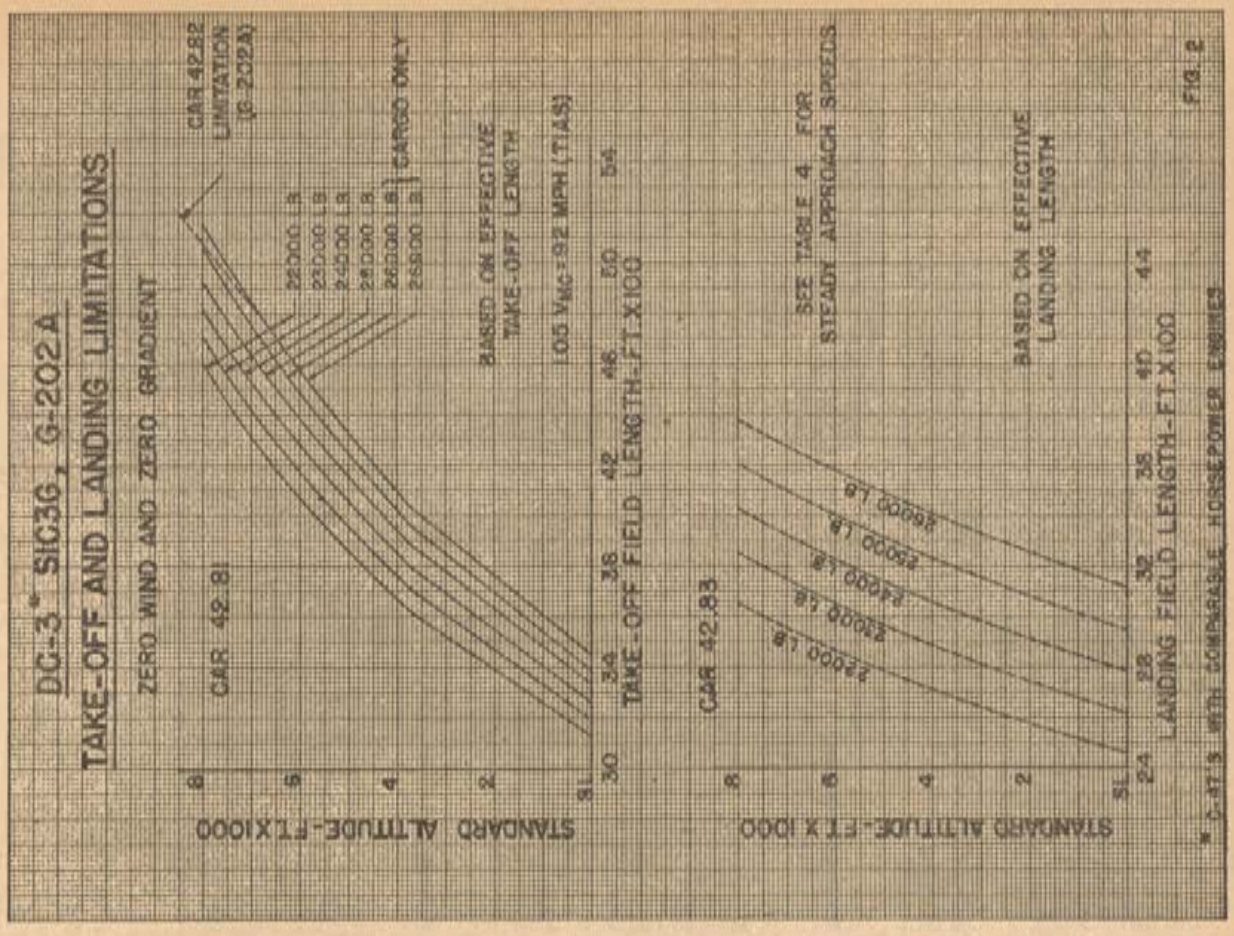
(a) "Effective length" of runway required when effective length is determined in accordance with CAR 42.1 (a) (12) with zero wind and zero gradient.

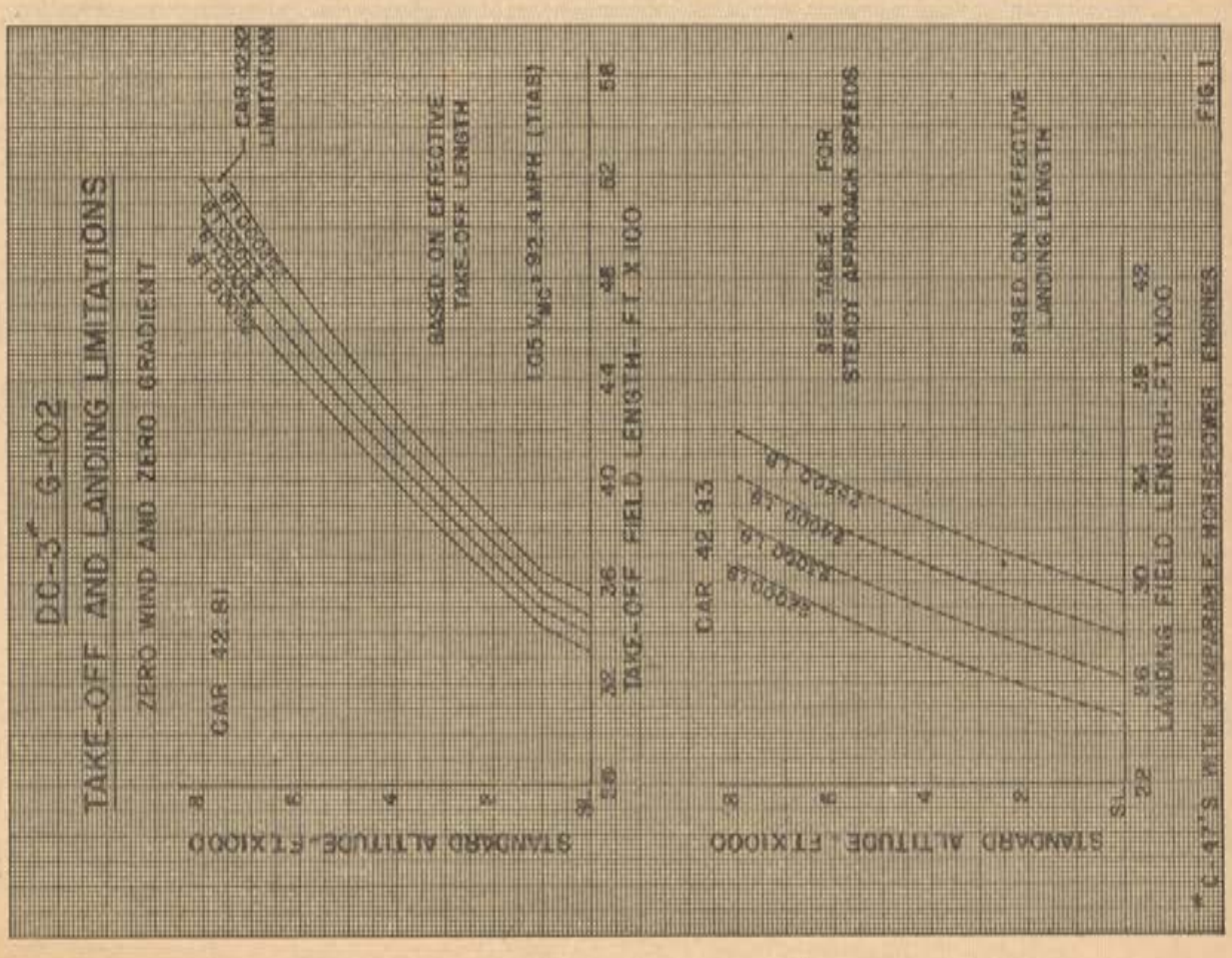
Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h.							
	22,000	V_{50}	23,000	V_{50}	24,000	V_{50}	25,200	V_{50}
	Distance in feet							
S. L.	2,460	86	2,620	88	2,790	90	2,980	92
1,000	2,520	86	2,680	88	2,850	90	3,045	92
2,000	2,580	86	2,745	88	2,915	90	3,080	92
3,000	2,645	86	2,815	88	2,980	90	3,155	92
4,000	2,710	86	2,885	88	3,060	90	3,230	92
5,000	2,790	86	2,965	88	3,135	90	3,320	92
6,000	2,870	86	3,050	88	3,220	90	3,400	92
7,000	2,965	86	3,140	88	3,315	90	3,490	92
8,000	3,045	86	3,240	88	3,420	90	3,595	92

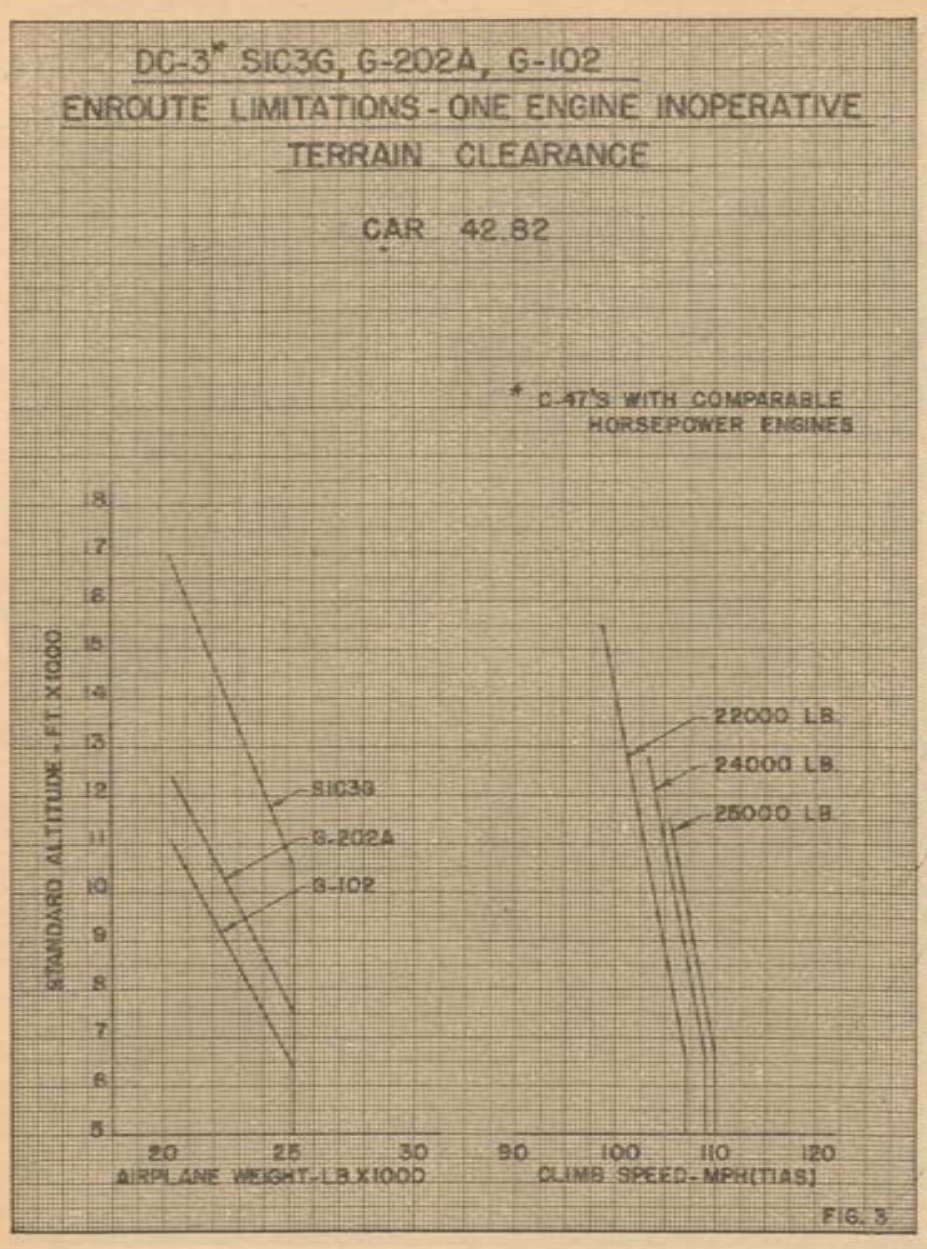
(b) Actual length of runway required when effective length, considering obstacles, is not determined in accordance with CAR 42.1 (a) (12).

Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h.							
	22,000	V_{50}	23,000	V_{50}	24,000	V_{50}	25,000	V_{50}
	Distance in feet							
S. L.	3,125	86	3,325	88	3,545	90	3,745	92
1,000	3,200	86	3,390	88	3,620	90	3,830	92
2,000	3,275	86	3,485	88	3,700	90	3,910	92
3,000	3,360	86	3,575	88	3,785	90	4,005	92
4,000	3,440	86	3,665	88	3,885	90	4,100	92
5,000	3,545	86	3,765	88	3,980	90	4,205	92
6,000	3,645	86	3,875	88	4,090	90	4,320	92
7,000	3,765	86	3,990	88	4,210	90	4,430	92
8,000	3,865	86	4,115	88	4,345	90	4,565	92

[1] Steady approach speed through 50 feet height-m. p. h. TIAS.


DC-3* SIC3G, G-202A
TAKE-OFF AND LANDING LIMITATIONS
ZERO WIND AND ZERO GRADIENT
CAR 42.81
CAR 4282 LIMITATION (§ 202A)
25000 LB
23000 LB
24000 LB
26000 LB
25500 LB CARGO ONLY
BASED ON EFFECTIVE TAKE-OFF LENGTH
1.05 VMC-92 MPH (TIAS)
STANDARD ALTITUDE-FT X 1000
TAKE-OFF FIELD LENGTH-FT X 100
CAR 42.83
SEE TABLE 4 FOR STEADY APPROACH SPEEDS
BASED ON EFFECTIVE LANDING LENGTH
LANDING FIELD LENGTH-FT X 100
* C-47'S WITH COMPARABLE HORSEPOWER ENGINES
FIG. 2


DC-3* G-102
TAKE-OFF AND LANDING LIMITATIONS
ZERO WIND AND ZERO GRADIENT
CAR 42.81
CAR 1282 LIMITATION
BASED ON EFFECTIVE TAKE-OFF LENGTH
1.05 VMC-92.4 MPH (TIAS)
STANDARD ALTITUDE-FT X 1000
TAKE-OFF FIELD LENGTH-FT X 100
CAR 42.83
SEE TABLE 4 FOR STEADY APPROACH SPEEDS
BASED ON EFFECTIVE LANDING LENGTH
LANDING FIELD LENGTH-FT X 100
* C-47'S WITH COMPARABLE HORSEPOWER ENGINES
FIG. 1



4. Section 42.80–3 is added to read:

§ 42.80–3 *Performance data on Lockheed 18 G202A aircraft (CAA rules which apply to § 42.80).* The following performance limitations data, applicable to Lockheed 18 G202A aircraft shall be used in determining compliance with CAR 42.80. These data are presented in tables 1 through 3 and figures 1 and 2.

TABLE 1—TAKE-OFF LIMITATIONS

(a) "Effective length" of runway required when effective length is determined in accordance with CAR 42.1 (a) (12). (Distance to accelerate to 114.5 m. p. h., TIAS, and stop, with zero wind and zero gradient.)

Standard altitude in feet	Airplane weight in pounds		
	17,500	18,000	18,500
	Distance in feet		
S. L.	5,470	5,670	5,830
1,000	5,725	5,925	6,100
2,000	5,980	6,185	6,380
3,000	6,250	6,460	6,670
4,000	6,520	6,740	6,950
5,000	6,800	7,030	7,250
6,000	7,100	7,330	7,570
7,000	7,405	7,650	7,890
8,000	7,750	8,000	8,240

(b) Actual length of runway required when "effective length," considering obstacles, is not determined. (Distance to accelerate to 107 m. p. h. TIAS, and stop, divided by the factor 0.85.)

Standard altitude in feet	Airplane weight in pounds		
	17,500	18,000	18,500
	Distance in feet		
S. L.	6,430	6,665	6,855
1,000	6,730	6,965	7,175
2,000	7,030	7,275	7,500
3,000	7,350	7,595	7,845
4,000	7,665	7,925	8,175
5,000	7,995	8,265	8,525
6,000	8,350	8,620	8,900
7,000	8,760	8,995	9,280
8,000	9,115	9,410	9,690

TABLE 2—EN ROUTE LIMITATIONS

Weight in pounds	Terrain clearance [1] in feet and climb speed in m. p. h. TIAS	
	Feet	Miles per hour
18,500	9,800	120.5
18,000	10,600	119.0
17,500	11,350	117.5
17,000	12,150	116.5
16,500	12,900	115.0
16,000	13,700	114.0

[1] Highest altitude of terrain over which airplane may be operated in compliance with CAR 42.82.

TABLE 3—LANDING LIMITATIONS

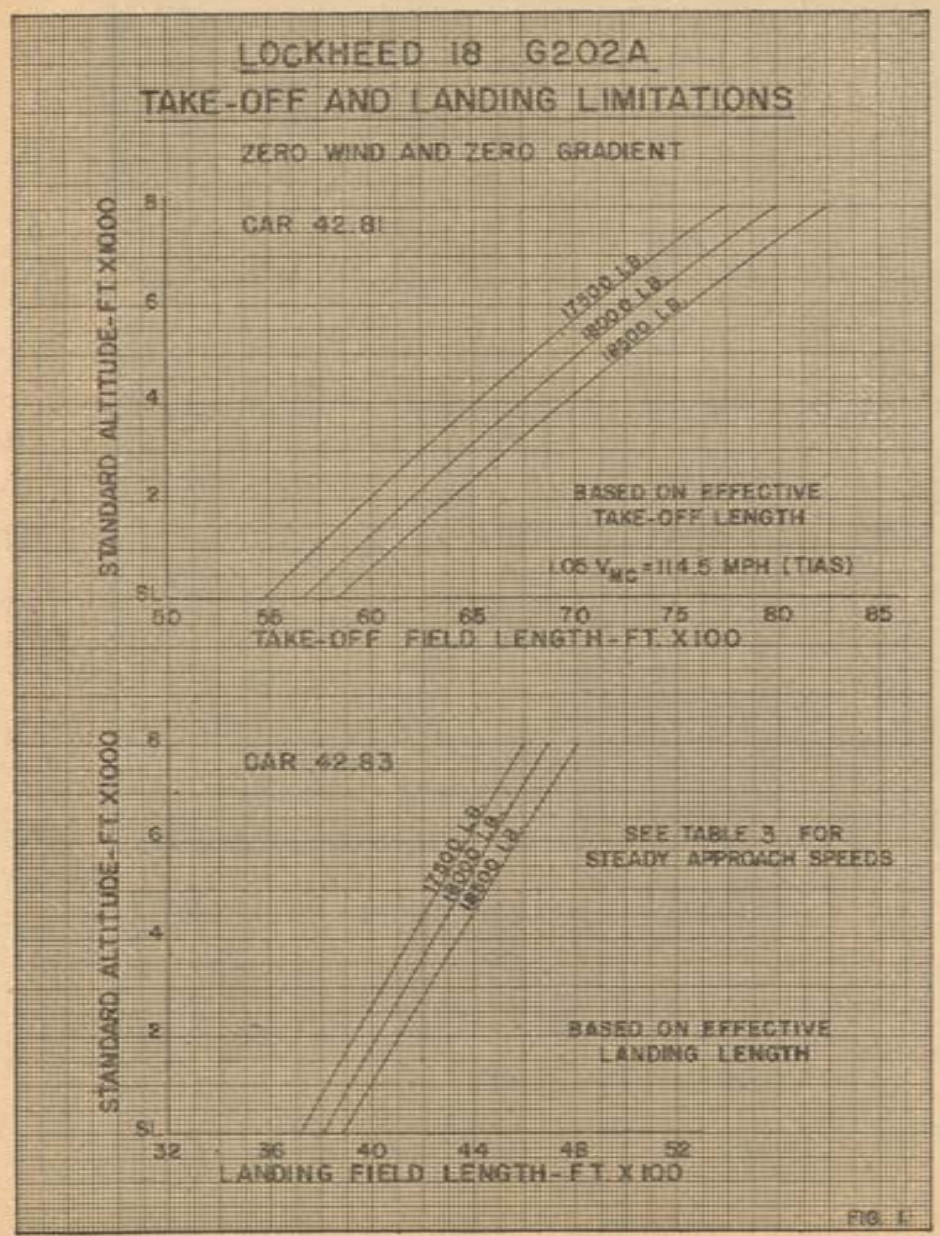
(a) "Effective length" of runway required when effective length is determined in accordance with CAR 42.1 (a) (12) with zero wind and zero gradient.

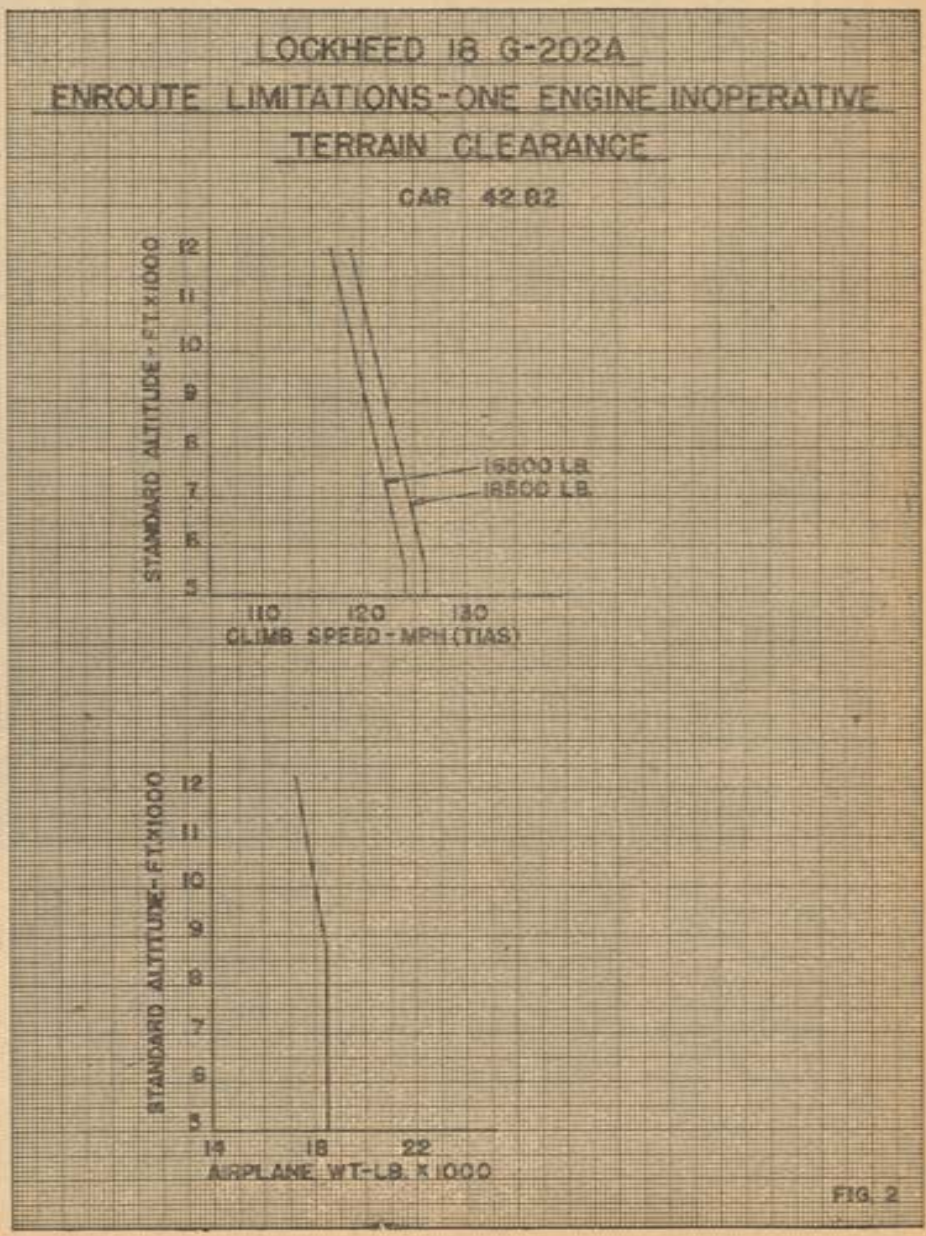
Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h.					
	17,500	V_{SI}	18,000	V_{SI}	18,500	V_{SI}
	Distance in feet					
S. L.	3,715	96	3,810	97	3,885	99
1,000	3,825	96	3,910	97	3,995	99
2,000	3,930	96	4,020	97	4,105	99
3,000	4,040	96	4,130	97	4,220	99
4,000	4,150	96	4,240	97	4,335	99
5,000	4,240	96	4,350	97	4,450	99
6,000	4,370	96	4,460	97	4,570	99
7,000	4,480	96	4,575	97	4,690	99
8,000	4,595	96	4,690	97	4,810	99

(b) Actual length of runway required when effective length, considering obstacles, is not determined in accordance with CAR 42.1 (a) (12).

Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h.					
	17,500	V_{SI}	18,000	V_{SI}	18,500	V_{SI}
	Distance in feet					
S. L.	4,720	96	4,840	97	4,935	99
1,000	4,860	96	4,965	97	5,075	99
2,000	4,990	96	5,105	97	5,215	99
3,000	5,130	96	5,245	97	5,360	99
4,000	5,270	96	5,385	97	5,505	99
5,000	5,385	96	5,525	97	5,650	99
6,000	5,550	96	5,665	97	5,805	99
7,000	5,690	96	5,820	97	5,955	99
8,000	5,835	96	5,955	97	6,110	99

[1] Steady approach speed through 50-foot height m. p. h. TIAS.


LOCKHEED 18 G202A
TAKE-OFF AND LANDING LIMITATIONS
ZERO WIND AND ZERO GRADIENT
CAR 42.81
STANDARD ALTITUDE-FT.X1000
SL 2 4 6 8
17500 LB.
18000 LB.
18500 LB.
BASED ON EFFECTIVE TAKE-OFF LENGTH
1.05 V_{MC} = 114.5 MPH (TIAS)
50 55 60 65 70 75 80 85
TAKE-OFF FIELD LENGTH-FT. X100
CAR 42.83
STANDARD ALTITUDE-FT.X1000
SL 2 4 6 8
17500 LB.
18000 LB.
18500 LB.
SEE TABLE 3 FOR STEADY APPROACH SPEEDS
BASED ON EFFECTIVE LANDING LENGTH
32 36 40 44 48 52
LANDING FIELD LENGTH-FT. X100
FIG. 1


LOCKHEED 18 G-202A
ENROUTE LIMITATIONS-ONE ENGINE INOPERATIVE
TERRAIN CLEARANCE
CAR 42.82
STANDARD ALTITUDE-FT.X1000
5 7 8 9 10 11 12
18500 LB.
18500 LB.
110 120 130
CLIMB SPEED-MPH (TIAS)
STANDARD ALTITUDE-FT.X1000
5 7 8 9 10 11 12
14 18 22
AIRPLANE WT-LB. X1000
FIG. 2

5. Section 42.80–4 is added to read:

§ 42.80–4 *Convair Model 28–5ACF and PBY–5A landplane aircraft (CAA rules which apply to § 42.80).* The following performance limitations data, applicable to Convair Model 28–5ACF and PBY–5A landplane aircraft shall be used in determining compliance with CAR 42.80. These data are presented in tables 1 through 4 and figures 1 and 2.

TABLE 1—TAKE-OFF LIMITATIONS

(a) "Effective length" of runway required when effective length is determined in accordance with 42.1 (a) (12). (Distance to accelerate to 91 m. p. h, TIAS (28–5ACF), 95 m. p. h, TIAS (PBY–5A), and stop, with zero wind and zero gradient.)

Standard altitude in feet	Airplane weight in pounds					
	23,000	24,000	25,000	26,000	27,000 [1]	28,000 [2]
	Distance in feet					
S. L.	3,240	3,400	3,565	3,725	3,880	4,050
1,000	3,370	3,540	3,720	3,885	4,055	4,225
2,000	3,500	3,680	3,875	4,045	4,230	4,400
3,000	3,635	3,830	4,025	4,200	4,400	4,580
4,000	3,860	4,070	4,280	4,485	4,700	4,900
5,000	4,095	4,315	4,540	4,770	5,000	5,215
6,000	4,330	4,565	4,810	5,060	5,305	5,545
7,000	4,580	4,830	5,090	5,360	5,610	5,880
8,000	4,830	5,095	5,380	5,660	5,940	6,240

(b) Actual length of runway required when "effective length", considering obstacles, is not determined. (Distance to accelerate to 91 mph, TIAS (28–5ACF), 95 mph, TIAS (PBY–5A), and stop, divided by the factor 0.85.)

Standard altitude in feet	Airplane weight in pounds					
	23,000	24,000	25,000	26,000	27,000 [1]	28,000 [2]
	Distance in feet					
S. L.	3,810	4,000	4,190	4,380	4,560	4,760
1,000	3,965	4,165	4,375	4,570	4,770	4,970
2,000	4,115	4,330	4,557	4,755	4,975	5,175
3,000	4,275	4,505	4,735	4,940	5,175	5,385
4,000	4,540	4,785	5,035	5,275	5,525	5,760
5,000	4,815	5,075	5,340	5,610	5,880	6,130
6,000	5,090	5,370	5,655	5,950	6,240	6,520
7,000	5,385	5,680	5,985	6,305	6,600	6,915
8,000	5,680	5,990	6,325	6,655	6,985	7,340

[1] Maximum weight for PBY–5A landplane.
[2] Maximum weight for 28–5ACF.

TABLE 2—EN ROUTE LIMITATIONS

Weight in pounds	Terrain clearance [1] in feet and climb speed in m. p. h. TIAS			
	Model PBY–5A		Model 28–5ACF	
	Feet	Miles per hour	Feet	Miles per hour
28,000	-------	-------	7,500	104.0
27,500	-------	-------	8,000	103.0
27,000	7,200	93.5	8,500	102.0
26,500	7,700	92.5	9,050	101.0
26,000	8,200	91.5	9,600	100.0
25,500	8,700	90.5	10,100	99.0
25,000	9,200	89.0	10,650	97.5
24,500	9,700	88.0	11,150	96.5
24,000	10,200	87.0	11,700	95.0

[1] Highest altitude of terrain over which airplane may be operated in compliance with CAR 42.82

TABLE 3—LANDING LIMITATIONS

(a) "Effective length" of runway required when effective length is determined in accordance with CAR 42.1 (a) (12) with zero wind and zero gradient.

Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h. TIAS					
	23,000	V_{S0}	24,000	V_{S0}	25,000	V_{S0}
	Distance in feet					
S. L.	3,420	86	3,570	88	3,690	90
1,000	3,515	86	3,665	88	3,800	90
2,000	3,605	86	3,765	88	3,900	90
3,000	3,700	86	3,860	88	4,010	90
4,000	3,790	86	3,955	88	4,110	90
5,000	3,885	86	4,055	88	4,215	90
6,000	3,975	86	4,150	88	4,320	90
7,000	4,070	86	4,245	88	4,425	90
8,000	4,160	86	4,340	88	4,525	90

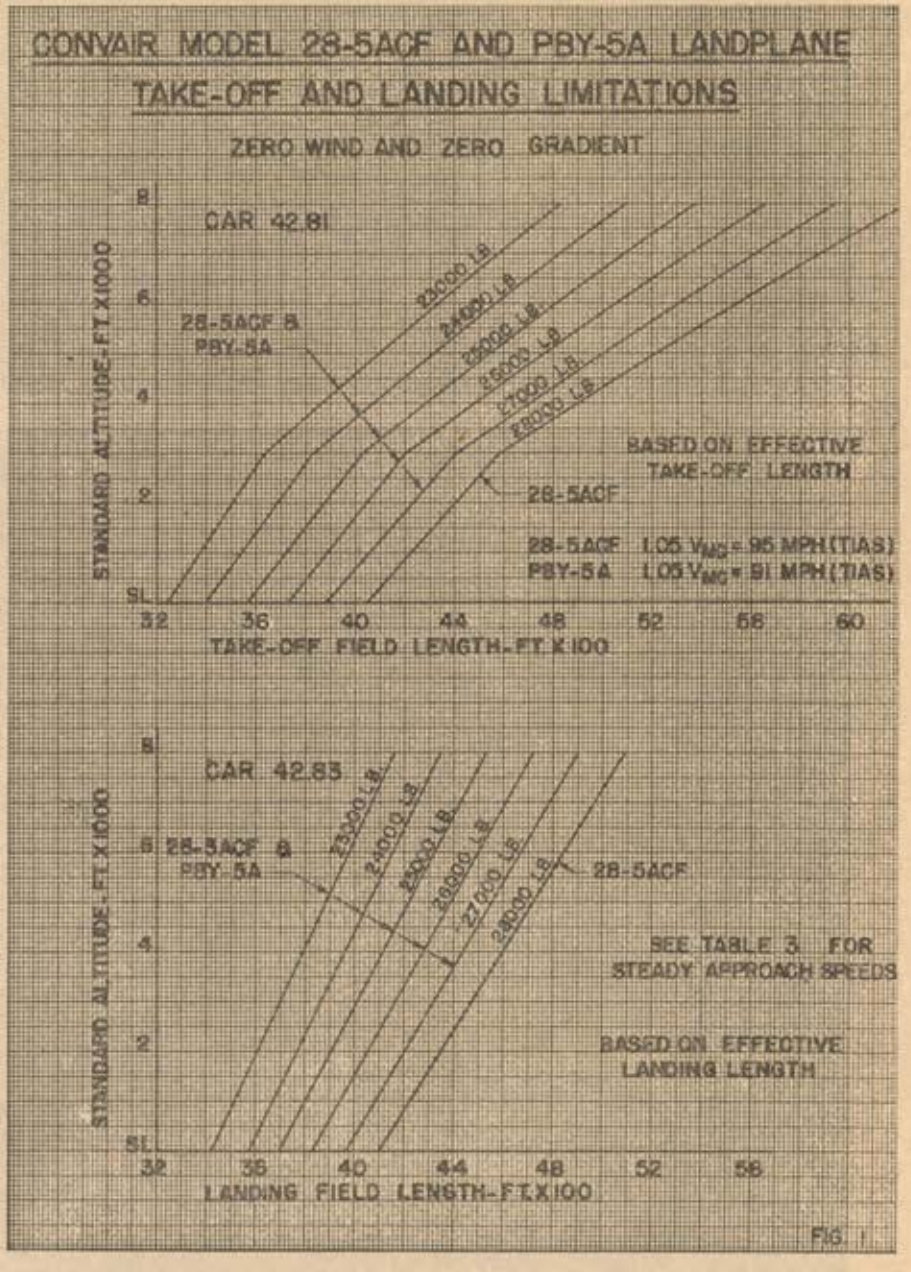
[1] Steady approach speed through 50 feet height in m. p. h. TIAS.

TABLE 3—LANDING LIMITATIONS—Continued

(b) Actual length of runway required when effective length, considering obstacles, is not determined in accordance with CAR 42.1 (a) (12).

Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h. TIAS					
	23,000	V_{S0}	24,000	V_{S0}	25,000	V_{S0}
	Distance in feet					
S. L.	4,350	86	4,544	88	4,696	90
1,000	4,475	86	4,664	88	4,836	90
2,000	4,588	86	4,792	88	4,964	90
3,000	4,709	86	4,913	88	5,104	90
4,000	4,824	86	5,034	88	5,231	90
5,000	4,944	86	5,161	88	5,364	90
6,000	5,059	86	5,282	88	5,498	90
7,000	5,180	86	5,403	88	5,632	90
8,000	5,294	86	5,524	88	5,759	90

[1] Steady approach speed through 50 feet height in m. p. h. TIAS.



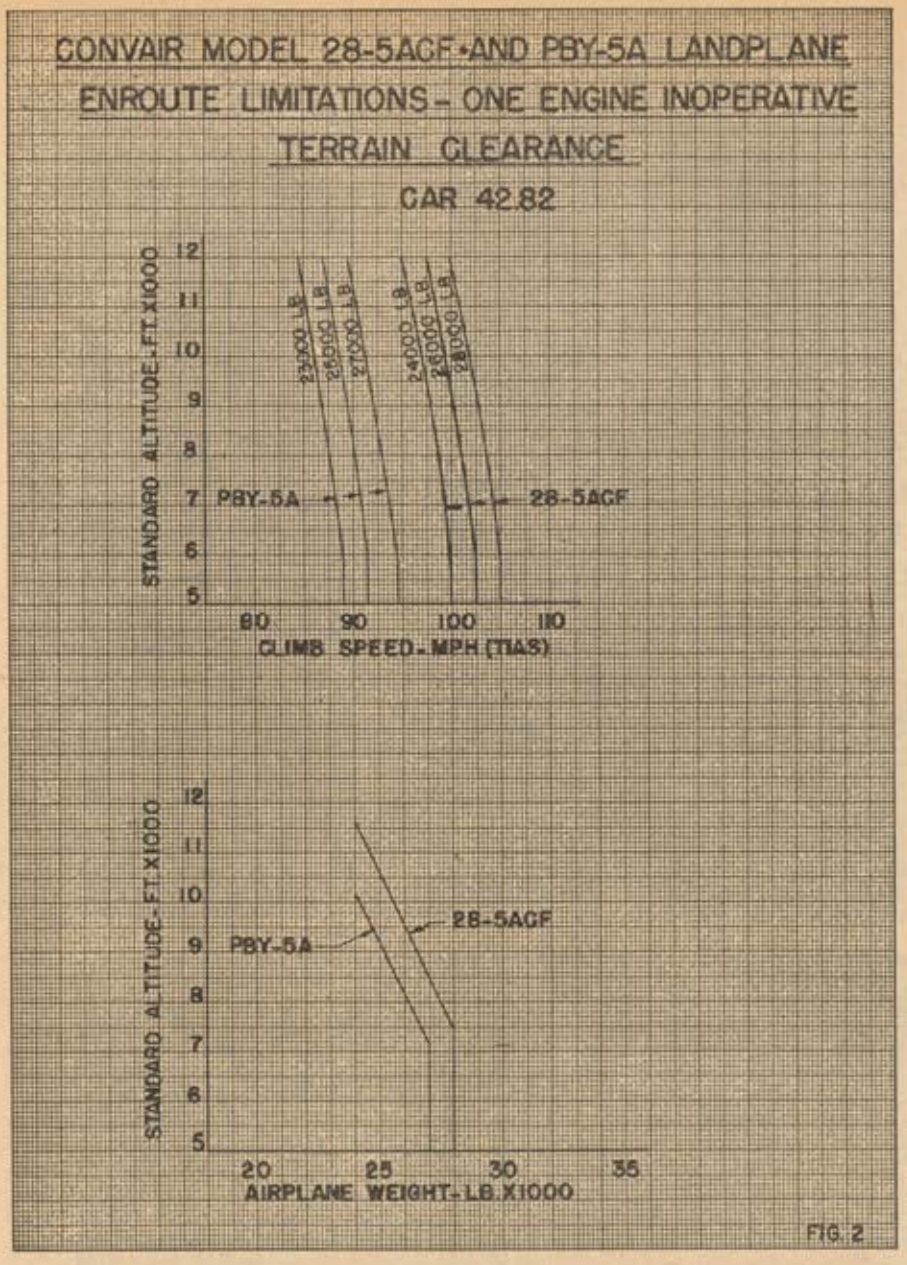


TABLE 4—LANDING LIMITATIONS

(a) "Effective length" of runway required when effective length is determined in accordance with CAR 42.1 (a) (12) with zero wind and zero gradient.

Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h. TIAS					
	26,000	V_{50}	27,000 [2]	V_{50}	28,000 [3]	V_{50}
	Distance in feet					
S. L.	3,830	92	3,965	93	4,100	95
1,000	3,940	92	4,080	93	4,220	95
2,000	4,050	92	4,200	93	4,345	95
3,000	4,160	92	4,315	93	4,470	95
4,000	4,275	92	4,430	93	4,595	95
5,000	4,385	92	4,550	93	4,720	95
6,000	4,495	92	4,665	93	4,840	95
7,000	4,610	92	4,785	93	4,970	95
8,000	4,720	92	4,900	93	5,090	95

[1] Steady approach speed through 50 feet height in m. p. h. TIAS.
[2] Maximum weight for PBY-5A landplane.
[3] Maximum weight for 28-5ACF.

TABLE 4—LANDING LIMITATIONS—Continued

(b) Actual length of runway required when effective length, considering obstacles, is not determined in accordance with CAR 42.1 (a) (12).

Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h. TIAS					
	26,000	V_{50}	27,000 [2]	V_{50}	28,000 [3]	V_{50}
	Distance in feet					
S. L.	4,874	92	5,046	93	5,218	95
1,000	5,014	92	5,193	93	5,371	95
2,000	5,154	92	5,345	93	5,530	95
3,000	5,294	92	5,492	93	5,689	95
4,000	5,441	92	5,638	93	5,848	95
5,000	5,581	92	5,791	93	6,007	95
6,000	5,721	92	5,937	93	6,160	95
7,000	5,867	92	6,090	93	6,325	95
8,000	6,007	92	6,236	93	6,478	95

[1] Steady approach speed through 50 feet height in m. p. h. TIAS.
[2] Maximum weight for PBY-5A landplane.
[3] Maximum weight for 28-5ACF.

6. Section 42.80-5 is added to read:

§ 42.80-5 *Performance data on Douglas B-18, RB-18A (R1820-53) aircraft (CAA rules which apply to § 42.80).* The following performance limitations, data, applicable to the Douglas B-18, RB-18A aircraft shall be used in determining compliance with CAR 42.80. These data are presented in tables 1 through 3 and figures 1 and 2. As indicated by the en route limitation data for the Douglas Model B-18 (table 2), operation is restricted to impractical operating weights. Therefore take-off and landing limitations are not presented for this model.

TABLE 1—TAKE-OFF LIMITATIONS

MODEL RB-18A

(a) "Effective length" of runway required when effective length is determined in accordance with 42.1 (a) (12). (Distance to accelerate to 94 m. p. h., TIAS, and stop, with zero wind and zero gradient.)

Standard altitude in feet	Airplane weight in pounds			
	19,000	20,000	21,000	21,300
	Distance in feet			
S. L.	3,605	3,695	3,790	3,820
1,000	3,710	3,815	3,920	3,950
2,000	3,835	3,945	4,045	4,085
2,500	3,890	4,000	4,110	4,150
3,000	4,015	4,130	4,230	4,275
4,000	4,240	4,355	4,475	4,525
5,000	4,475	4,595	4,720	.....
6,000	4,710	4,835	.....	.....
7,000	4,935	5,065	(1)	(1)
8,000	5,170	5,300	.....	.....

(b) Actual length of runway required when "effective length", considering obstacles, is not determined. (Distance to accelerate to 94 m. p. h., TIAS, and stop, divided by the factor 0.85.)

Standard altitude in feet	Airplane weight in pounds			
	19,000	20,000	21,000	21,300
	Distance in feet			
S. L.	4,250	4,350	4,460	4,495
1,000	4,360	4,490	4,610	4,650
2,000	4,510	4,645	4,755	4,800
2,500	4,575	4,705	4,840	4,880
3,000	4,730	4,855	4,980	5,025
4,000	4,990	5,125	5,260	5,325
5,000	5,260	5,400	5,550	.....
6,000	5,550	5,680	.....	.....
7,000	5,800	5,960	(1)	(1)
8,000	6,080	6,240	.....	.....

[1] Limited by CAR 42.82.

DOUGLAS B-18, RB18A (R-1820-53)

TABLE 2—EN ROUTE LIMITATIONS

MODEL B-18

Weight in pounds:	*Terrain clearance [1] in feet*
13,500	4,100
13,000	4,600

CAR 42.82 limitation critical for all practical operating weights.

MODEL RB-18A

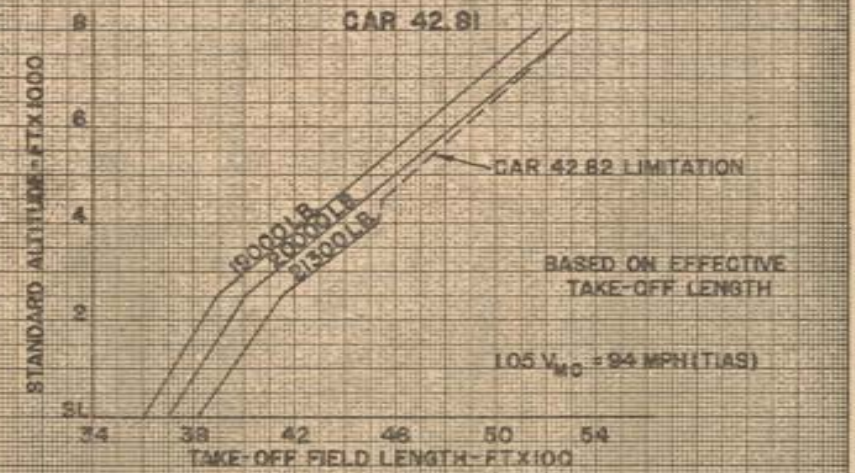
Weight in pounds	Terrain clearance [1] in feet and climb speed in m. p. h. TIAS			
	Low blower		High blower	
	Feet	Miles per hour	Feet	Miles per hour
21,000	4,270	99.0	.....	.....
20,600	.....	.....	4,600	98.0
20,500	.....	.....	5,900	97.5
20,200	.....	.....	8,800	96.0
20,000	.....	.....	8,950	96.0
19,500	.....	.....	9,400	95.0

[1] Highest altitude of terrain over which airplane may be operated in compliance with CAR 42.82.

DOUGLAS RB-18A (R-1820-53)
TAKE-OFF AND LANDING LIMITATIONS

ZERO WIND AND ZERO GRADIENT

CAR 42.81



CAR 42.83

FIG. 1

DOUGLAS RB-18A (R-1820-53)
ENROUTE LIMITATIONS - ONE ENGINE INOPERATIVE
TERRAIN CLEARANCE

CAR 42.82

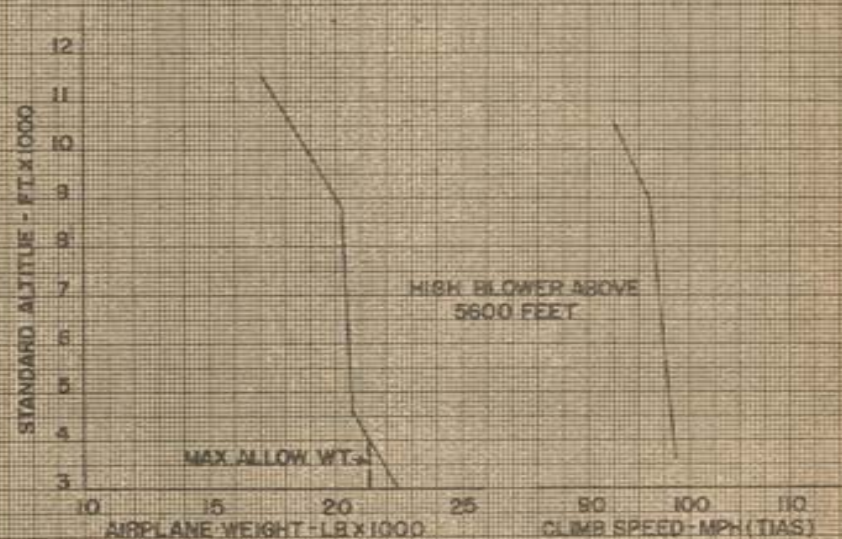


FIG. 2

TABLE 3—LANDING LIMITATIONS

MODEL 18-18A

(a) "Effective length" of runway required when effective length is determined in accordance with CAR 42.1 (a) (12) with zero wind and zero gradient.

Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h.							
	19,000	V_{s0}	20,000	V_{s0}	21,000	V_{s0}	21,300	V_{s0}
	Distance in feet							
S. L.	2,850	86.0	3,110	88.5	3,370	90.5	3,445	91.0
1,000	2,930	86.0	3,200	88.5	3,470	90.5	3,545	91.0
2,000	3,010	86.0	3,290	88.5	3,565	90.5	3,640	91.0
3,000	3,085	86.0	3,380	88.5	3,660	90.5	3,740	91.0
4,000	3,165	86.0	3,470	88.5	3,755	90.5	3,835	91.0
5,000	3,245	86.0	3,560	88.5	3,850	90.5	3,935	91.0
6,000	3,325	86.0	3,650	88.5				
7,000	3,405	86.0	3,735	88.5	[2]	[2]	[2]	[2]
8,000	3,485	86.0	3,825	88.5				

(b) Actual length of runway required when effective length, considering obstacles, is not determined in accordance with CAR 42.1 (a) (12).

Standard altitude in feet	Airplane weight in pounds and approach speeds [1] in m. p. h.							
	19,000	V_{s0}	20,000	V_{s0}	21,000	V_{s0}	21,300	V_{s0}
	Distance in feet							
S. L.	3,630	86.0	3,960	88.5	4,290	90.5	4,390	91.0
1,000	3,730	86.0	4,070	88.5	4,410	90.5	4,510	91.0
2,000	3,835	86.0	4,190	88.5	4,540	90.5	4,650	91.0
3,000	3,925	86.0	4,300	88.5	4,655	90.5	4,760	91.0
4,000	4,025	86.0	4,415	88.5	4,775	90.5	4,880	91.0
5,000	4,130	86.0	4,535	88.5	4,900	90.5	5,005	91.0
6,000	4,230	86.0	4,645	88.5				
7,000	4,340	86.0	3,750	88.5	[2]	[2]	[2]	[2]
8,000	4,440	86.0	3,865	88.5				

[1] Steady approach speed through 50 feet height-m. p. h. TIAS.
[2] Limited by CAR 42.82.

7. Section 42.80–6 is added to read:

§ 42.80–6 *En route limitations on multi-engine aircraft with maximum allowable take-off weights below 12,500 pounds (CAA rules which apply to § 42.80).* The following en route limitations data, applicable to Beech D18C, Beech D18S, Lockheed 10E and Lockheed 12A aircraft, shall be used in determining compliance with CAR 42.80. These data are presented in table 1 and figure 1. En route performance data on other aircraft weighing less than 12,500 pounds and operated under CAR 42.16 will be made available by application to the Administrator.

TABLE 1—EN ROUTE LIMITATIONS

BEECH D18C

Weight in pounds	Terrain clearance [1] in feet and climb speed in m. p. h. TIAS	
	Feet	Miles per hour
9,000	6,200	121.0
8,500	7,300	120.0
8,000	8,450	119.5
7,500	9,600	119.0

[1] Highest altitude of terrain over which airplane may be operated in compliance with CAR 42.82.

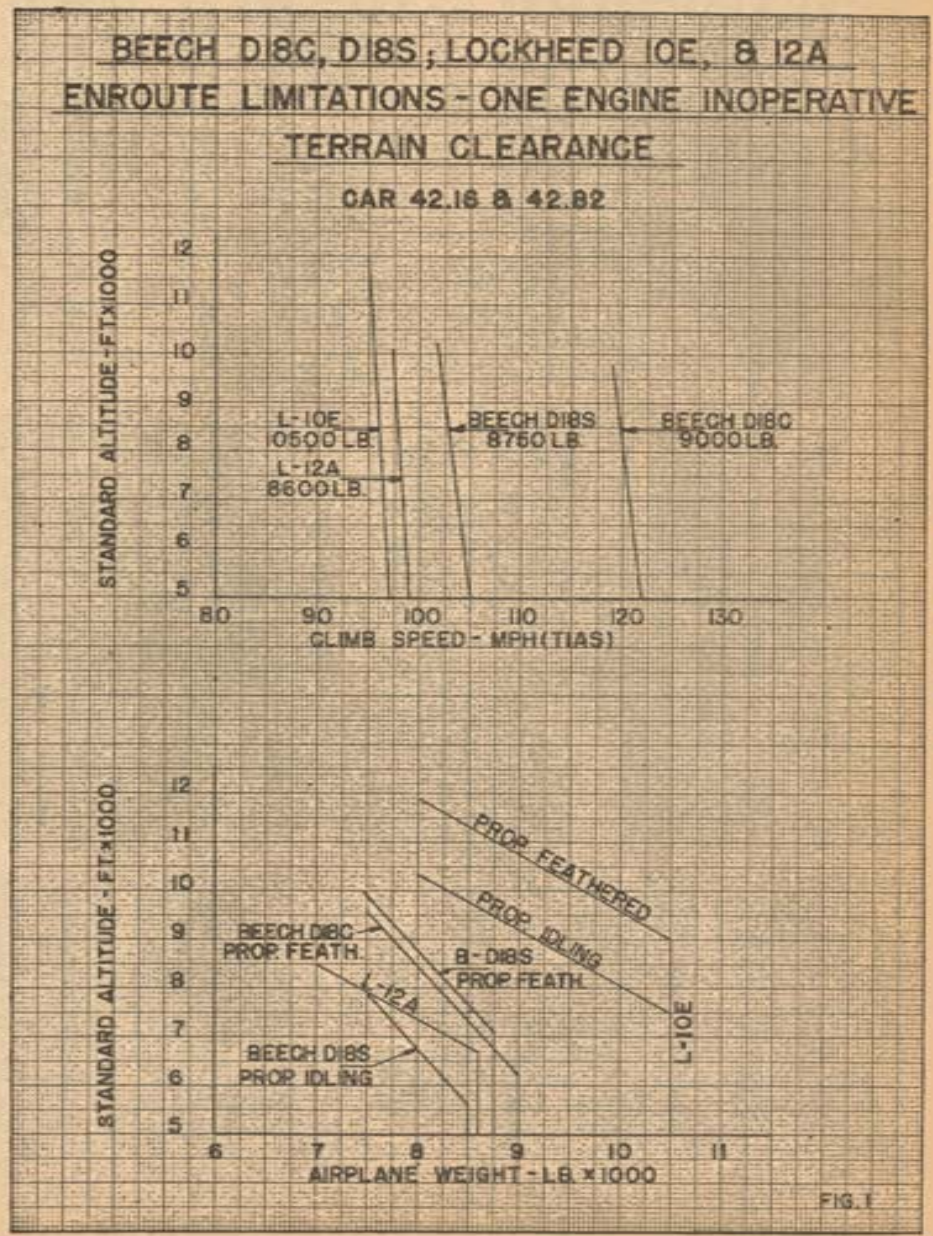


TABLE 1—EN ROUTE LIMITATIONS—Continued

BEECH D18S

Weight in pounds	Terrain clearance [1] in feet and climb speed in m. p. h. TIAS			
	Propeller feathered		Propeller idling	
	Feet	Miles per hour	Feet	Miles per hour
8,750	7,100	103.5		
8,500	7,600	103.5	5,600	104.5
8,000	8,800	102.5	6,700	104.0
7,500	9,900	102.0	7,900	103.0

LOCKHEED 10E

Weight in pounds	Terrain clearance [1] in feet and climb speed in m. p. h. TIAS			
	Propeller feathered		Propeller idling	
	Feet	Miles per hour	Feet	Miles per hour
10,500	9,000	96	7,500	96.5
10,000	9,600	96	8,100	96.5
9,500	10,200	96	8,600	96.5
9,000	10,700	96	9,200	96.5
8,500	11,300	96	9,750	96.5
8,060	11,900	96	10,350	96.5

LOCKHEED 12A

Weight in pounds	Terrain clearance [1] in feet and climb speed m. p. h. TIAS	
	Feet	Miles per hour
8,600	6,700	98.5
8,000	7,400	98.5
7,500	7,950	98.5
7,000	8,500	98.5
6,500	9,000	98.5

[1] Highest altitude of terrain over which airplane may be operated in compliance with CAR 42.82.

8. Section 42.81–1, published in 14 F. R. 7041, is revoked.

9. Section 42.82–1, published in 14 F. R. 7041, is revoked.

10. Section 42.83–1, published in 14 F. R. 7041, is revoked.

11. Part 42, Appendix A, published in 14 F. R. 7042, is revoked.

12. Part 42, Appendix B, published in 14 F. R. 7043, is revoked.

(Sec. 205 (a), 52 Stat. 984, as amended by Reorg. Plans III and IV of 1940, 3 CFR, Cum. Supp., 5 F. R. 2107, 2421; 49 U. S. C. 425 (a). Interpret or apply sec. 601, 52 Stat. 1007, as amended by 62 Stat. 1217; 49 U. S. C. 551)

These rules and policies shall become effective January 1, 1950.

[SEAL] DONALD W. NYROP,
Acting Administrator of Civil Aeronautics.

[F. R. Doc. 50–262; Filed, Jan. 9, 1950; 8:58 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter II—Fiscal Service, Department of the Treasury

Subchapter B—Bureau of the Public Debt

[1950 6th Amdt. to Dept. Circ. 530, Sixth Rev., Dated Feb. 13, 1945]

PART 315—UNITED STATES SAVINGS BONDS

CALCULATION OF AMOUNT AND REDEMPTION BEFORE MATURITY

JANUARY 4, 1950.

Pursuant to section 22 (a) of the Second Liberty Bond Act, as amended (55 Stat. 7, 31 U. S. C. 757c), § 315.9 (d) (4) and § 315.23 (c) of Department Circular No. 530, Sixth Revision, dated February 13, 1945 (31 CFR, 1945 Supp., Part 315), as amended, are further amended, effective January 1, 1950, to read as follows:

§ 315.9 *Calculation of amount.* * * * (d) * * *

(4) With respect to bonds of Series E, those purchased with the proceeds of matured bonds of Series A, Series C–1938, Series D–1939, and Series D–1940, where such matured bonds are presented by an individual (natural person in his own right) owner or coowner for that purpose and the Series E bonds are registered in his name in any form of registration authorized for that series.

§ 315.23 *Redemption before maturity.* * * *

(c) *Series G; redemption at par before maturity.* A bond of Series G (but not of Series F) will be redeemed at par before maturity, in whole or in part, in amounts corresponding with authorized denominations not less than six months from the issue date, (1) upon the death on or after January 1, 1950, of an owner or coowner, if a natural person, or (2) in the case of bonds held by a trustee or other fiduciary estate upon the termination of the trust or other fiduciary estate by reason of the death on or after January 1, 1950, of any person, except that if the trust or fiduciary estate is terminated only in part, redemption at par will be made to the extent of not more than the pro rata portion of the trust or fiduciary estate so terminated. Redemption at par will be made at the option of the person entitled to the bonds and such option may be shown by a signed request for payment or by express written notice (in either case specifying that redemption at par is desired); payment will be made as of the first day of the first month following by at least one full calendar month the date of receipt of the bonds or the request by the Treasury Department, Division of Loans and Currency, Merchandise Mart, Chicago 54, Illinois or a Federal Reserve Bank. If desired and so stated in the request for payment or notice of intention, payment may be postponed to the second interest date following the date of death; otherwise, payment will be made in regular course. A death certificate or other competent proof of death must accompany the bonds or the notice and if separate notice is given the bonds must be surrendered to the same agency to which the notice is given, not less than twenty days before the effective redemption date. In no case of redemption at par before maturity will interest be paid beyond the second interest payment date following the date of death. Cases in which the death of the owner, coowner, or person whose death terminated a fiduciary estate, took place before January 1, 1950, redemption at par will be governed by the regulations in force at the date of death.

(Sec. 22, 49 Stat. 41, as amended; 31 U. S. C. 757c)

Compliance with the notice, public procedure, and effective date requirements of the Administrative Procedure Act (Pub. Law 404, 79th Cong.; 60 Stat. 237) is found to be impracticable and unnecessary with respect to these regulations. They enlarge the rights of holders of United States Savings Bonds.

[SEAL] JOHN W. SNYDER,
Secretary of the Treasury.

[F. R. Doc. 50–179; Filed, Jan. 9, 1950; 8:47 a. m.]

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

Subchapter B—Carriers by Motor Vehicle

PART 197—TRANSPORTATION OF EXPLOSIVES AND OTHER DANGEROUS ARTICLES BY MOTOR VEHICLE

MOTOR CARRIERS SAFETY REGULATIONS, REVISED

In the matter of regulations governing the transportation of explosives and other dangerous articles by motor vehicle, ex parte No. MC–13; in the matter of regulations for transportation of explosives and other dangerous articles, No. 3666; in the matter of need for establishing reasonable requirements to promote safety of operation of motor vehicles used in transporting property by private carriers, ex parte No. MC–3.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 30th day of December A. D. 1949.

It appearing, that an order herein on December 31, 1943, (49 CFR, 1944 Supp., 197.01), amended a prior order herein of April 20, 1943, (49 CFR, Cum. Supp., Parts 71–85 and 197.01), by modifying the applicability rule, § 197.01 covering the transportation of explosives and other dangerous articles in interstate, foreign, and intrastate commerce, by common, contract and private carriers, and by granting certain exceptions thereto applicable to private carriers because

of allocation of insufficient steel sheets for cargo tanks, both for new construction and for maintenance; and

It further appearing, that the effectiveness of the order of December 31, 1943 (49 CFR, 1944 Supp., 197.01), and (49 Cum. Supp., Parts 71–85 and 197.01), was further extended to December 31, 1949 (49 CFR 1947 Supp. 197.01), for reason stated therein; and

It further appearing that consideration is now being given to the adoption as permanent some of the requirements of these orders, and amendment of certain other parts of regulations affecting such carriers. Pending study of these matters the Commission is of the opinion that a continuation of this order is necessary that the order of December 31, 1943, be further extended:

It is ordered, That pursuant to the authority of section 835 of Title 18, U. S. C. (62 Stat. 738–739), so far as common carriers by motor vehicle are concerned, and section 204 of the Interstate Commerce Act (49 Stat. 546, 54 Stat. 921; 49 U. S. C. 304), as far as private carriers of property by motor vehicles and contract carriers by motor vehicles are concerned, the effectiveness of said order of December 31, 1943 (49 CFR, 1944 Supp., 197.01), be and it hereby is, extended until December 31, 1950, unless otherwise ordered by the Commission; and

It is further ordered, That this order shall be effective on and after December 31, 1949, and that notice hereof shall be given to motor carriers and the general public by depositing a copy in the office of the Secretary of the Commission in Washington, D. C., and by filing a copy with the Director, Division of the Federal Register.

(Sec. 204, 49 Stat. 546, as amended, sec. 835, 62 Stat. 739; 49 U. S. C. 304, 18 U. S. C., Sup., 835)

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50–161; Filed, Jan. 9, 1950; 8:47 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

IDAHO

STOCK DRIVEWAY WITHDRAWAL NO. 86, IDAHO NO. 4, ENLARGED

JANUARY 3, 1950.

By virtue of the authority contained in section 10 of the act of December 29, 1916, 39 Stat. 865, as amended by the act of January 29, 1929, 45 Stat. 1144 (43 U. S. C. 300), and in section 7 of the act of June 28, 1934, 48 Stat. 1272, as amended by the act of June 26, 1936, 49 Stat. 1976 (43 U. S. C. 315f), and in accordance with Departmental Order No. 2468 (80) (i), of August 30, 1948, it is ordered as follows:

The following-described public lands in Idaho are hereby classified as necessary and suitable for stock driveway purposes, and, excepting any mineral deposits therein, are withdrawn from all disposal under the public land laws and reserved, subject to valid existing rights, for the use of the general public, the reservation to be known as Stock Driveway Withdrawal No. 86, Idaho No. 4:

BOISE MERIDIAN

T. 16 N., R. 44 E.,
Sec. 31, E½SW¼.

The area described contains 80 acres.

MARION CLAWSON, *Director.*

[F. R. Doc. 50–156; Filed, Jan. 9, 1950; 8:46 a. m.]

IDAHO

NOTICE FOR FILING OBJECTIONS TO STOCK DRIVEWAY WITHDRAWAL NO. 86, IDAHO NO. 4, ENLARGED [1]

JANUARY 3, 1950.

For a period of 30 days from the date of publication of the above entitled order, persons having cause to object to the terms thereof may present their objections to the Secretary of the Interior. Such objections should be in writing, should be addressed to the Secretary of the Interior, and should be filed in duplicate in the Department of the Interior, Washington 25, D. C. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can explain its purpose, intent, and extent. Should any objection be filed, whether or not a hearing is held, notice of the determination by the Secretary as to whether the order should be rescinded, modified or let stand will be given to all interested parties of record and the general public.

MARION CLAWSON, *Director.*

[F. R. Doc. 50–157; Filed, Jan. 9, 1950; 8:46 a. m.]

[1] See F. R. Doc. 50–156, *supra*.

CIVIL AERONAUTICS BOARD

[Docket No. 4231]

CALIFORNIA EASTERN AIRWAYS, INC.

NOTICE OF HEARING

In the matter of the application of California Eastern Airways, Inc., for exemption from the requirements of section 408 of Title IV of the Civil Aeronautics Act of 1938, as amended, or in the alternative, for an order approving the acquisition of control of an air carrier pursuant to section 408 of Title IV of said act.

Notice is hereby given that the above-entitled proceeding is assigned for hearing on January 16, 1950, at 10:00 a. m., e. s. t., in Room C–116, Temporary Building No. 5, Sixteenth Street and Constitution Avenue NW., Washington, D. C., before Examiner Richard A. Walsh.

Dated at Washington, D. C., January 4, 1950.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN, *Secretary.*

[F. R. Doc. 50–215; Filed, Jan. 9, 1950; 8:57 a. m.]

[Docket No. 3279]

ELLIS AIR LINES

NOTICE OF HEARING

In the matter of the compensation for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, of Ellis Air Lines (formerly Ellis Air Transport) over its Ketchikan-Juneau route.

Notice is hereby given, pursuant to the provisions of the Civil Aeronautics Act of 1938, as amended, that public hearing in the above-entitled proceeding is assigned to be held on January 13, 1950, at 9:30 a. m., e. s. t., in Wing "C", Room 116, Temporary Building No. 5, Sixteenth Street and Constitution Avenue NW., Washington, D. C., before Examiner Curtis C. Henderson.

Dated at Washington, D. C., January 5, 1950.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN, *Secretary.*

[F. R. Doc. 50–216; Filed, Jan. 9, 1950; 8:57 a. m.]

[Docket No. 2832 et al.]

MICHIGAN-WISCONSIN SERVICE CASE

NOTICE OF HEARING

In the matter of applications under section 401 of the Civil Aeronautics Act of 1938, as amended, for certificates and amendment of certificates of public convenience and necessity authorizing scheduled air transportation of persons, property, and mail, and under section 408 for approval of certain control relationships.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 205, 401, 408, and 1001 of the said act, that a hearing in the above-entitled proceeding is assigned to be held on January 16, 1950, at 10:00 a. m., e. s. t., in conference room A, Departmental Auditorium, Constitution Avenue between Twelfth and Fourteenth Streets NW., Washington, D. C.,

before Examiner R. Vernon Radcliffe.

Without limiting the scope of the issues presented by said applications, particular attention will be directed to the following matters and questions:

1. Are the applicants citizens of the United States, and are they fit, willing, and able to perform the service for which they are applying?

2. Do the public convenience and necessity require the routes applied for?

3. If the public convenience and necessity require any of the routes proposed by any applicant, but do not require service by all, which applicant can best perform such service?

4. Will the relationship between Turner Airlines, Inc., and Nationwide Airlines, Inc., in the event that Nationwide is certificated, result in the acquisition of an air carrier by another air carrier, or by any person controlling an air carrier, or by any person engaged in any phase of aeronautics, within the meaning of section 408 (a) (5) of the Civil Aeronautics Act?

5. Would the relationship referred to in paragraph 4, supra, result in the acquisition of control of any person engaged in any phase of aeronautics otherwise than as an air carrier by any air carrier or person controlling an air carrier, within the meaning of section 408 (a) (6) of the Civil Aeronautics Act?

6. If the relationships referred to in paragraphs 4 or 5, supra, require Board approval pursuant to section 408 (b) of the Civil Aeronautics Act, are they consistent with the public interest, or will they create a monopoly and thereby restrain competition or jeopardize another air carrier not a party thereto?

Notice is further given that any person other than parties of record desiring to be heard in this proceeding must file with the Board, on or before January 16, 1950, a statement setting forth the issues of fact or law which he desires to controvert.

For further details concerning the authorizations requested, interested parties are referred to the applications filed with the Civil Aeronautics Board.

Dated at Washington, D. C., January 5, 1950.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 50-217; Filed, Jan. 9, 1950; 8:57 a. m.]

[Docket No. 2147 et al.]

PAN AMERICAN AIRWAYS, INC.

NOTICE OF HEARING

In the matter of the compensation for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, of Pan American Airways, Inc., in its Trans-Pacific Operations (temporary rate).

Notice is hereby given, pursuant to the provisions of the Civil Aeronautics Act of 1938, as amended, that public hearing in the above-entitled proceeding is assigned to be held on January 17, 1950, at 9:30 a. m., e. s. t., in Wing "C", Room 116, Temporary Building No. 5, Sixteenth Street and Constitution Avenue NW., Washington, D. C., before Examiner Curtis C. Henderson.

Dated at Washington, D. C., January 5, 1950.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 50-218; Filed, Jan. 9, 1950; 8:58 a. m.]

[Docket No. 3295]

WIEN ALASKA AIRLINES, INC.

NOTICE OF HEARING

In the matter of the compensation for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, of Wien Alaska Airlines, Inc., over its routes certificated for the transportation of mail.

Notice is hereby given, pursuant to the provisions of the Civil Aeronautics Act of 1938, as amended, that public hearing in the above-entitled proceeding is assigned to be held on January 16, 1950, at 9:30 a. m., e. s. t., in Room 1011 Temporary Building No. 5, Sixteenth Street and Constitution Avenue NW., Washington, D. C., before Examiner Barron Fredricks.

Dated at Washington, D. C., January 5, 1950.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 50-219; Filed, Jan. 9, 1950; 8:58 a. m.]

FEDERAL DEPOSIT INSURANCE CORPORATION

INSURED STATE BANKS NOT MEMBERS OF FEDERAL RESERVE SYSTEM EXCEPT BANKS IN DISTRICT OF COLUMBIA AND MUTUAL SAVINGS BANKS

RESOLUTION AUTHORIZING CALL FOR REPORT OF CONDITION AND ANNUAL REPORT OF EARNINGS AND DIVIDENDS

Pursuant to the provisions of paragraph (3) of subsection (k) of section 12B of the Federal Reserve Act, as amended, be it resolved that each insured State bank not a member of the Federal Reserve System, except a bank in the District of Columbia and a mutual savings bank, be, and hereby is, required to submit to the Federal Deposit Insurance Corporation within ten days after receipt of notice of this resolution a report of its condition as of the close of business Saturday, December 31, 1949, on Form 64 (Short form)—Call No. 32,[1] and a report of earnings and dividends for the calendar year 1949, on Form 73.[1] Said report of condition shall be prepared in accordance with "Instructions for the Preparation of Report of Condition on Form 64 (Short form)," issued December 1946 and supplement of June 24, 1948; and said report of earnings and dividends shall be prepared in accordance with "Instructions for the Preparation of Report of Earnings and Dividends on Form 73," issued December 1945, and supplements of December 26, 1946, and December 27, 1948.

FEDERAL DEPOSIT INSURANCE CORPORATION,
[SEAL] E. F. DOWNEY,
Secretary.

[F. R. Doc. 50-175; Filed, Jan. 9, 1950; 8:46 a. m.]

[1] Filed as part of the original document.

INSURED MUTUAL SAVINGS BANKS NOT MEMBERS OF FEDERAL RESERVE SYSTEM

RESOLUTION AUTHORIZING CALL FOR REPORT OF CONDITION AND ANNUAL REPORT OF EARNINGS AND DIVIDENDS

Pursuant to the provisions of paragraph (3) of subsection (k) of section 12B of the Federal Reserve Act, as amended, be it resolved that each insured mutual savings bank not a member of the Federal Reserve System be, and hereby is, required to submit to the Federal Deposit Insurance Corporation within ten days after receipt of notice of this resolution a report of its condition as of the close of business Saturday, December 31, 1949, on Form 64 (Savings),[1] and a report of earnings and dividends for the calendar year 1949, on Form 73 (Savings).[1] Said report of condition and report of earnings and dividends shall be prepared in accordance with, "Instructions for the Preparation of Report of Condition on Form 64 (Savings) and Report of Earnings and Dividends on Form 73 (Savings)," issued December 1945.

FEDERAL DEPOSIT INSURANCE CORPORATION,
[SEAL] E. F. DOWNEY,
Secretary.

[F. R. Doc. 50-176; Filed, Jan. 9, 1950; 8:46 a. m.]

FEDERAL POWER COMMISSION

[Project No. 2035]

CITY AND COUNTY OF DENVER

NOTICE OF APPLICATION FOR LICENSE (MAJOR)

JANUARY 4, 1950.

Public notice is hereby given that City and County of Denver has filed application for license for proposed water-power Project No. 2035 to be located about 18 miles northwest of Denver on South Boulder Creek in Boulder County, Colorado, and consisting of a dam and a reservoir created thereby designated as Reservoir 22, with initial capacity of 42,000 acre-feet and ultimate capacity of 113,000 acre-feet; a conduit composed of a natural stream bed and 18,500 feet of closed conduit; a powerhouse with initial capacity of about 10,500 horsepower; a transmission line 2¾ miles long from the powerhouse to a transmission line of Public Service Company of Colorado,

which carries electric energy to Denver; and appurtenant facilities.

Any protest against the approval of this application or request for hearing thereon, with the reasons for such protest or request and the name and address of the party or parties so protesting or requesting, should be submitted before February 9, 1950, to the Federal Power Commission, Washingtont 25, D. C.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 50-160; Filed, Jan. 9, 1950; 8:47 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 24775]

METHANOL FROM MILITARY, KANS., TO ILLINOIS

APPLICATION FOR RELIEF

JANUARY 5, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: L. E. Kipp, Agent, for and on behalf of carriers parties to his tariff I. C. C. No. A-3614.

Commodities involved: Methanol and antifreeze preparations, carloads.

From: Military, Kans.

To: Points in Illinois.

Grounds for relief: Competition with rail carriers and circuitous routes.

Schedules filed containing proposed rates: L. E. Kipp's tariff I. C. C. No. A-3614, Supplement 81.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-165; Filed, Jan. 9, 1950; 8:49 a. m.]

[4th Sec. Application 24776]

PETROLEUM PRODUCTS IN ILLINOIS TERRITORY

APPLICATION FOR RELIEF

JANUARY 5, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. G. Raasch, Agent, for and on behalf of carriers parties to the tariffs listed below.

Commodities involved: Petroleum products, carloads.

Between: Points in Illinois territory.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates:

Railroad	Carrier's I. C. C. tariff No.	Supplement No.
A. T. & S. F.	14486	15
A. T. & S. F.	14486	13
C. & N. W.	11071	64
C. & E. I.	504	71
C. B. & Q.	20040	43
C. M. St. P. & P.	B 7377	88
C. R. I. & P.	C 13085	75
G. M. & O.	[1] 219	92
I. C.	A 11472	51
Ill. Terminal	80	71
Wabash	7466	35
Wabash	7202	43

[1] Alton series.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-164; Filed, Jan. 9, 1950; 8:48 a. m.]

[4th Sec. Application 24777]

COTTON FROM CHARLESTON, S. C.

APPLICATION FOR RELIEF

JANUARY 5, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for and on behalf of the Atlantic Coast Line Railroad Company and other carriers named in the application.

Commodities involved: Cotton, carloads.

From: Charleston, S. C.

To: Points in North Carolina and South Carolina.

Grounds for relief: Competition with motor carriers.

Schedules filed containing proposed rates: C. A. Spaninger's tariff I. C. C. No. 1048, Supplement 81.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-163; Filed, Jan. 9, 1950; 8:48 a. m.]

[4th Sec. Application 24778]

COTTONSEED PRODUCTS FROM MEMPHIS, TENN., TO KINGSPORT, TENN.

APPLICATION FOR RELIEF

JANUARY 5, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for and on behalf of the Gulf, Mobile and Ohio Railroad Company and other carriers named in the application.

Commodities involved: Cottonseed hull shavings pulp or cotton linters pulp, in straight or mixed carloads.

From: Memphis, Tenn.

To: Kingsport, Tenn.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates: C. A. Spaninger's tariff I. C. C. No. 933, Supplement 88.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-162; Filed, Jan. 9, 1950; 8:48 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 7-1146]

WEST KENTUCKY COAL CO.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 4th day of January A. D. 1950.

The Los Angeles Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Common Stock, $4 Par Value, of West Kentucky Coal Company, a security listed and registered on the New York Stock Exchange. Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to January 31, 1950, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-172; Filed, Jan. 9, 1950; 8:50 a. m.]

[File No. 7-1147]

DAYTON POWER & LIGHT CO.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 4th day of January A. D. 1950.

The Boston Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Common Stock, $7 Par Value, of The Dayton Power & Light Company, a security listed and registered on the New York Stock Exchange. Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to January 27, 1950, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-171; Filed, Jan. 9, 1950; 8:50 a. m.]

[File No. 7-1148]

WEST KENTUCKY COAL CO.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 4th day of January A. D. 1950.

The Boston Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Common Stock, $4 Par Value, of West Kentucky Coal Company, a security listed and registered on the New York Stock Exchange. Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to January 30, 1950, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-170; Filed, Jan. 9, 1950; 8:49 a. m.]

[File No. 70-1633]

PHILADELPHIA CO. ET AL.

ORDER RELEASING JURISDICTION OVER CERTAIN FEES AND EXPENSES AND ALLOCATION OF CERTAIN CHARGES

In the matter of Philadelphia Company, Pittsburgh and West Virginia Gas Company, Equitable Gas Company, Finleyville Oil and Gas Company, File No. 70-1633.

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 30th day of December 1949.

The Commission, by order dated June 30, 1948, having granted and permitted to become effective a joint application-declaration, as amended, filed by Philadelphia Company, a registered holding company and a subsidiary of Standard Gas and Electric Company and Standard Power and Light Corporation, both registered holding companies, and certain of the subsidiaries of Philadelphia Company, to wit, Pittsburgh and West Virginia Gas Company, Equitable Gas Company ("Equitable"), and Finleyville Oil and Gas Company ("Finleyville"), pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935, regarding the reorganization of the Pennsylvania gas properties in the Philadelphia Company holding company system, the recapitalization of and issuance of securities by Equitable, the dissolution of Finleyville, and the retirement of certain senior securities by Philadelphia Company and having in said order reserved jurisdiction over all fees and expenses in connection therewith; and

The Commission, by order dated December 28, 1948, having released jurisdiction with respect to certain of the fees and expenses and having continued jurisdiction with respect to the fees and expenses of Reed, Smith, Shaw & McClay, counsel for applicants-declarants; Flynn, Clerkin & Hansen, other counsel for applicants-declarants; Dillon, Read & Co., financial advisers; Public Utility Engineering & Service Company, a former service company subsidiary of Standard Gas and Electric Company, and its successor, Pioneer Service & Engineering Company, and having further continued jurisdiction with respect to the allocation of charges for all fees and expenses in connection with the transactions as among Philadelphia Company, Pittsburgh and West Virginia, Equitable and Finleyville; and

The Commission, on April 8, 1949, having directed that the record herein be reopened and hearings herein reconvened to consider the remaining applications for fees and expenses and the proposed allocation of all charges for fees and expenses, and said hearings having been subsequently duly adjourned subject to call; and

Applicants-declarants having filed an amendment on December 27, 1949, setting forth revised applications for remaining fees and expenses, as follows:

Fee claimant	Capacity	Total fees and expenses
Reed, Smith, Shaw & McClay.	Company counsel	$34,132.00
Flynn, Clerkin & Hansen.	do	11,626.00
Dillon, Read & Co.	Financial advisers	15,000.00
Public Utility Engineering & Service Co.	Service company	3,558.79
Pioneer Service & Engineering Co.	do	4,267.78
Ralph E. Davis	Engineer	10,000.00

Applicants-declarants having further proposed in said amendment that all charges for fees and expenses in the proceedings be allocated $74,908.61 to Philadelphia Company and $170,690.07 to Equitable; and

It appearing to the Commission that the fees and expenses and the proposed allocation of all charges above set forth are not unreasonable and that jurisdiction heretofore reserved in connection therewith may appropriately be released, except as to the fee and expenses claimed by Ralph E. Davis and the allocation thereof, as to which it appears that the record is not complete:

It is ordered, That jurisdiction heretofore reserved over fees and expenses and the allocation of all charges in connection with the proposed transactions be, and the same hereby is, released, except as to the fee and expenses of Ralph E. Davis, and the allocation thereof, jurisdiction over which is hereby specifically continued.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-173; Filed, Jan. 9, 1950; 8:50 a. m.]

[File No. 70-2280]

LONG ISLAND LIGHTING CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 3d day of January 1950.

Long Island Lighting Company ("Long Island"), a registered holding company, having filed a declaration, as amended, pursuant to sections 6 and 7 of the Public Utility Holding Company Act of 1935 with respect to the following transaction:

Long Island proposes to issue and sell for cash at principal amount to four commercial banks an aggregate of $12,000,000 principal amount of notes which will bear interest at the rate of 2¼% per annum and will mature December 15, 1950. The proceeds of the sale of the notes will be used for construction requirements of the company or to pay bank loans, the proceeds of which were incurred to meet construction requirements.

Such declaration, as amended, having been duly filed, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said Act and the Commission not having received a request for hearing with respect to said declaration, as amended, within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that no adverse findings are necessary with respect to the declaration, as amended, and deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration, as amended, be permitted to become effective forthwith:

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisons of the act, and subject to the terms and conditions prescribed by Rule U-24, that the declaration, as amended, be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-174; Filed, Jan. 9, 1950; 8:51 a. m.]

[File No. 811-143]

DOW THEORY FUND

NOTICE OF APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 4th day of January A. D. 1950.

Notice is hereby given that Dow Theory Fund, a registered investment company, has filed an application pursuant to section 8 (f) of the Investment Company Act of 1940 for an order of the Commission declaring that it has ceased to be an investment company within the meaning of the act.

Section 8 (f) provides that whenever the Commission, upon application, finds that a registered investment company has ceased to be an investment company it shall so declare by order and upon the taking of effect of such order the registration of such company shall cease to be in effect.

On August 12, 1949, Dow Theory Fund, pursuant to law, submitted the question of terminating its existence to a vote of stockholders and within sixty days thereafter received the votes of holders of more than two-thirds of its outstanding stock, approving of and consenting to its termination.

All interested persons are referred to said application which is on file in the offices of the Commission for a detailed statement of the proposed transaction and the matters of fact and law asserted.

Notice is further given that an order granting the application may be issued by the Commission on or at any time after January 18, 1950, unless prior thereto a hearing upon the application is ordered by this Commission, as provided in Rule N-5 of the rules and regulations promulgated under the act. Any interested person may submit to the Commission in writing, not later than January 16, 1950, at 5:30 p. m., his views or any additional facts bearing upon the application or the desirability of a hearing thereon, or a request to the Commission that a hearing be held thereon. Any such communication or request should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issue of fact or law raised by the application which he desires to controvert. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington, D. C.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-169; Filed, Jan. 9, 1950; 8:49 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 14103]

MRS. SUMIKO NISHI

In re: Bank account owned by Mrs. Sumiko Nishi, also known as Sumiko Suyenage Nishi. F-39-6550-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mrs. Sumiko Nishi, also known as Sumiko Suyenage Nishi, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation of The First National Bank of Holtville, Holtville, California, arising out of a checking account, entitled "Nishi Beet Account," maintained with the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Mrs. Sumiko Nishi, also known as Sumiko Suyenage Nishi, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, admin-

istered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 28, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-193; Filed, Jan. 9, 1950; 8:52 a. m.]

[Vesting Order 14182]

MARY FABIAN

In re: Debt owing to Mary Fabian, also known as Marya Fabian.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mary Fabian, also known as Marya Fabian, whose last known address is Breslau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation evidenced by an outstanding check drawn by The Columbus Trust Company, Newburgh, New York, on The Chase National Bank of New York, New York, in the amount of $100.00, said check numbered 132427, dated December 20, 1939, payable to Mary Fabian, together with any and all accruals to the aforesaid debt or other obligation, and any and all rights to demand, enforce and collect the same, and any and all rights in, to and under the aforesaid check, including particularly the right to presentation and collection thereof,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Mary Fabian, also known as Marya Fabian, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 16, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-194; Filed, Jan. 9, 1950; 8:52 a. m.]

[Vesting Order 14183]

MARGARETA KATHARINA FEYERTAG ET AL.

In re: Securities owned by Margareta Katharina Feyertag, Anna Pawell and the personal representatives, heirs, next of kin, legatees and distributees of Siegfried Straub, deceased. F-28-23408-D-1; D-2. F-28-23409-D-1; D2. F-28-23411-D-1; D-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Margareta Katharina Feyertag and Anna Pawell, each of whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the personal representatives, heirs, next of kin, legatees and distributees of Siegfried Straub, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That the property described as follows:

a. All rights in and under one (1) voting trust certificate for ten (10) shares of ten cents (10¢) par value common capital stock of New York Ambassador, Inc., 14 Wall Street, New York 5, New York, a corporation organized under the laws of the State of New York, said voting trust certificate bearing the number 10941, registered in the name of Margareta Katharina Feyertag, and

b. All rights in and under one (1 voting trust certificate for ten (10) shares of ten cents (10¢) par value common capital stock of Atlantic City Ambassador Hotel Corporation, 14 Wall Street, New York 5, New York, a corporation organized under the laws of the State of New Jersey, said voting trust certificate bearing the number 10958 registered in the name of Margareta Katharina Feyertag,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Margareta Katharina Feyertag, the aforesaid national of a designated enemy country (Germany);

4. That the property described as follows:

a. All rights in and under one (1) voting trust certificate for one (1) share of ten cents (10¢) par value common capital stock of New York Ambassador, Inc., 14 Wall Street, New York 5, New York, a corporation organized under the laws of the State of New York, said voting trust certificate bearing the number 10587, registered in the name of Otto Hink, Executor of the Estate of Siegfried Straub, deceased, and

b. All rights in and under one (1) voting trust certificate for one (1) share of ten cents (10¢) par value common capital stock of Atlantic City Ambassador Hotel Corporation, 14 Wall Street, New York 5, New York, a corporation organized under the laws of the State of New Jersey, said voting trust certificate bearing the number 10627, registered in the name of Otto Hink, Executor of the Estate of Siegfried Straub, deceased, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the personal representatives, heirs, next of kin, legatees and distributees of Siegfried Straub, deceased, the aforesaid nationals of a designated enemy country (Germany);

5. That the property described as follows:

a. All rights in and under one (1) voting trust certificate for twenty (20) shares of ten cents (10¢) par value common capital stock of New York Ambassador, Inc., 14 Wall Street, New York 5, New York, a corporation organized under the laws of the State of New York, said voting trust certificate bearing the number 3983, registered in the name of Anna Pawell,

b. All rights in and under one (1) voting trust certificate for twenty (20) shares of ten cents (10¢) par value common capital stock of Atlantic City Ambassador Hotel Corporation, 14 Wall Street, New York 5, New York, a corporation organized under the laws of the State of New Jersey, said voting trust certificate bearing the number 4049, registered in the name of Anna Pawell,

c. Those certain debts or other obligations matured or unmatured evidenced by two (2) New York Ambassador, Inc., 20 year 4% income bonds of $200.00 face value each, bearing the numbers A2615 and A2616, registered in the name of Anna Pawell, and all rights to demand, enforce and collect the same, together with any and all rights in, to and under said bonds, and

d. Those certain debts or other obligations, matured or unmatured, evidenced by two (2) Atlantic City Ambassador Hotel Corporation, 20 Year 4% income bonds of $200.00 face value each, bearing the numbers A2615 and A2616, registered in the name of Anna Pawell and all rights to demand, enforce and collect the same, together with any and all rights in, to and under said bonds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Anna Pawell, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

6. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States

requires that such persons be treated as nationals of a designated enemy country (Germany).

7. That to the extent that the personal representatives, heirs, next of kin, legatees and distributees of Siegfried Straub, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 16, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-195; Filed, Jan. 9, 1950; 8:52 a. m.]

[Vesting Order 14191]

KAROLINE SCHROEDER AND SOPHIE RAMUNKE

In re: Cash owned by Karoline Schroeder and Sophie Ramunke, also known as Sophie Ramuenke.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons whose names and last known addresses are as follows:

Name and Address

Karoline Schroeder, 42 Haltenhofstrasse, Hanover, Germany;

Sophie Ramunke, also known as Sophie Ramuenke, 5 Dreikreuzen Strasse, Hanover, Germany;

are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: The sum of $36.00, presently in the possession of the Attorney General of the United States, Account Number 028-200211, representing the proceeds of a Court Registry check in like amount, numbered 24551, dated July 7, 1949, drawn by C. W. Calbreath, Clerk of the United States District Court, Northern District of California, on Crocker First National Bank of San Francisco, California, against the Registry Fund of said Court, maintained with said bank, payable to the order of the Attorney General of the United States, on account of the use and occupancy by the United States during the period October 7, 1945, to October 6, 1947, of real property, owned by Karoline Schroeder and Sophie Ramunke, also known as Sophie Ramuenke, said real property being Parcel No. 204 in the proceedings entitled United States of America, Plaintiff, versus Certain parcels of land in the City of Richmond, County of Contra Costa, State of California, McEwen Bros., et al., Defendants, Civil No. 22322-G, United States District Court, Northern District of California,

is property within the United States, owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Karoline Schroeder and Sophie Ramunke, also known as Sophie Ramuenke, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 16, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-196; Filed, Jan. 9, 1950; 8:53 a. m.]

[Vesting Order 14196]

MAGDALENA LA BONDE

In re: Estate of Magdalena La Bonde, deceased. File No. D-28-12605; E. T. sec.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Dr. Hans Mies, Dorchen Mies, Anna Kub, Maria Theresia Jorling, Katharina Schmidt, Elizabeth Noll, Yakob Mies, and Christian Mies, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of Magdalena La Bonde, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by William C. Schmidt, as administrator, c. t. a. acting under the judicial supervision of the County Court in Probate of Milwaukee County, Wisconsin;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 28, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-197; Filed, Jan. 9, 1950; 8:53 a. m.]

[Vesting Order 14197]

MASCHA L. C. B. EVERS

In re: Rights of Mascha L. C. B. Evers under insurance contract File No. D-28-8366-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mascha L. C. B. Evers, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 13 131 819, issued by the New York Life Insurance Company, New York, New York, to Otto H. Evers, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a

national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 28, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-198; Filed, Jan. 9, 1950; 8:53 a. m.]

[Vesting Order 14199]

ERICH LEHMANN AND SIEGFRIED LEHMANN

In re: Rights of Erich Lehmann and Siegfried Lehmann under insurance contract. File No. D-28-12730-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Erich Lehmann and Siegfried Lehmann, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by certificate No. 81987, issued by the Greater Beneficial Union of Pittsburgh, Pittsburgh, Pennsylvania, to Marie Guenther, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 28, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-200; Filed, Jan. 9, 1950; 8:53 a. m.]

[Vesting Order 14201]

TAKAYASU MIYAKE

In re: Rights of Takayasu Miyake under insurance contract. File No. D-39-18622-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Takayasu Miyake, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. WS-81739, issued by the California-Western States Life Insurance Company, Sacramento, California, to Takayasu Miyake, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 28, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-199; Filed, Jan. 9, 1950; 8:53 a. m.]

[Vesting Order 14202]

IWAO NAKAYAMA

In re: Rights of Iwao Nakayama under insurance contract. File No. F-39-4472-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Iwao Nakayama, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 9 264 534, issued by the New York Life Insurance Co., New York, N. Y. to Iwao Nakayama, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 28, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-201; Filed, Jan. 9, 1950; 8:54 a. m.]

[Vesting Order 14203]

SOKICHI NISHI

In re: Rights of Sokichi Nishi under insurance contract. File No. F-39-5999-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Sokichi Nishi, whose last known address is Japan, is a resident

of Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 1,017,209, issued by the Sun Life Assurance Company of Canada, Montreal, Quebec, Canada, to Sokichi Nishi, together with the right to demand, receive and collect said net proceeds (including without limitation the right to proceed for collection against branch offices and legal reserves maintained in the United States),

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or an account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 28, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-202; Filed, Jan. 9, 1950; 8:54 a. m.]

[Vesting Order 14205]

OSWIN ROSCHER

In re: Rights of Oswin Roscher under insurance contract. File No. F-28-30584-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Oswin Roscher, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 102,212,333, issued by the Metropolitan Life Insurance Company, New York, New York, to Oswin Roscher, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 28, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-203; Filed, Jan. 9, 1950; 8:54 a. m.]

[Vesting Order 14210]

HATSUY YOSHIDA

In re: Rights of Hatsuy Yoshida under insurance contract. File No. D-39-19274-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hatsuy Yoshida, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 15,074,235, issued by the New York Life Insurance Company, New York, New York, to Hatsuy Yoshida, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 28, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-206; Filed, Jan. 9, 1950; 8:55 a. m.]

[Return Order 504]

DAGFINN DAHL

Having considered the claims set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, be returned after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention to Return Published, and Property

Dagfinn Dahl, Administrator of the Estate of Victor Moritz Goldschmidt, Deceased, Oslo, Norway; Claims Nos. 1635, 1636, 1637, 29436 and 33231, Consolidated; June 9, 1949 (14 F. R. 3147); an undivided $^{93}/_{100}$ of all right, title and interest in and to (1) property described in Vesting Order No. 672 (8 F. R. 5020, April 17, 1943) relating to United States Letters Patent Nos. 1,782,295; 1,854,899; 2,105,943; 2,216,813; 2,252,317; and 1,756,786; (2) property described in Vesting Order No. 1056 (8 F. R. 4215, April 2, 1943), relating to United States Letters Patent No. 1,926,094; (3) property described in Vesting Order No. 294 (7 F. R. 9840, November 26, 1942), relating to United States Application Serial Nos. 353,906 (now United States Letters Patent No. 2,335,407) and 361,254 (now United States Letters Patent No. 2,315,198).

An undivided $^{93}/_{100}$ of an undivided one-half interest in and to property described in Vesting Order No. 672, relating to United States Letters Patent No. 2,283,250.

An undivided $^{93}/_{100}$ of the interests and rights created in Victor Moritz Goldschmidt under an agreement relating to patents, dated April 25, 1934 (subject to and including all amendments thereof and supplements thereto) by and between Victor Moritz Goldschmidt and Harbison-Walker Refractories Company, all interests and rights of Victor Moritz Goldschmidt in said agreement having been vested by Vesting Order No. 1056 (8 F. R. 4215, April 2, 1943).

This return shall not be deemed to include the rights of any licensees under the above patents and patent applications.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on January 3, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-207; Filed, Jan. 9, 1950; 8:55 a. m.]

[Return Order 511]

FOSCA PILASTRI MURINO AND ADELINA PILASTRI

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Fosca Pilastri Murino a/k/a Fosca Pilastri and Foschina Pilastri, Bordighera, Italy; Claim No. 34499; October 21, 1949 (14 F. R. 6456); $7,981.32 in the Treasury of the United States.

Adelina Pilastri, Bordighera, Italy; Claim No. 34498, October 21, 1949 (14 F. R. 6456); $8,061.40 in the Treasury of the United States.

All right, title and interest of Foschina Pilastri and Adelina Pilastri, and each of them, in and to the Estate of Fosca Pilastri, deceased.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on January 3, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-208; Filed, Jan. 9, 1950; 8:55 a. m.]

[Return Order 517]

CLEMENTINA LUCCHESI ET AL.

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the Determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Clementina Lucchesi, Boveglio, Lucca, Italy; Guido Baptista Lucchesi, Colesville, Maryland; Eni Lucchesi Giancoli, Washington, D. C.; Claim No. 6944; November 18, 1949 (14 F. R. 7002); $20,575.27 in the Treasury of the United States in equal shares to Guido Baptista Lucchesi and Eni Lucchesi Giancoli; $10,287.64 in the Treasury of the United States to Clementina Lucchesi, Guido Baptista Lucchesi and Eni Lucchesi Giancoli, with Clementina Lucchesi having a life interest therein and Guido Baptista Lucchesi and Eni Lucchesi Giancoli being entitled to the remainder in equal shares.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on January 3, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director.
Office of Alien Property.

[F. R. Doc. 50-210; Filed, Jan. 9, 1950; 8:56 a. m.]

[Return Order 518]

MARIE BURNS ALBERTI D'ENNO

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the Determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Marie Burns Alberti d'Enno, Genova, Italy; Claim No. 25611; November 24, 1949 (14 F. R. 7146); $8,834.25 in the Treasury of the United States.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on January 3, 1950.

For the Attorney General,

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-211; Filed, Jan. 9, 1950; 8:56 a. m.]

[Return Order 521]

ALOIS KRIEGLER

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the Determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Alois Kriegler, Wien XV Pater-Schwartz-Gasse, Austria; Claim No. 41137; November 26, 1949 (14 F. R. 7174); $524.76 in the Treasury of the United States.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on January 3, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-212; Filed, Jan. 9, 1950; 8:56 a. m.]

VVE PAUL CHARLES RENE LANDORMY

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., and Property

Vve Paul Charles Rene Landormy, 109, rue du Cherche Midi, Paris, France; Claim No. 43853; $79.85 in the Treasury of the United States; property to the extent owned by the claimant immediately prior to the vesting thereof by Vesting Order No. 3430 (9 F. R. 6464, June 13, 1944, 9 F. R. 13768, November 17, 1944), relating to the literary work "A History of Music" (listed in Exhibit A of said vesting order).

Executed at Washington, D. C., on January 3, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-213; Filed, Jan. 9, 1950; 8:56 a. m.]

SVEND AAGE RASMUSSEN

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., and Property

Svend Aage Rasmussen, Silkeborg, Denmark; Claim No. 41730; property described in Vesting Order No. 664 (8 F. R. 4989, April 17, 1943) relating to United States Letters Patent No. 2,149,548.

Executed at Washington, D. C., on January 3, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-214; Filed, Jan. 9, 1950; 8:57 a. m.]